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≡ HEARING
≡ SENATE RULES COMMITTEE
≡
STATE OF CALIFORNIA



STATE CAPITOL
ROOM 113
SACRAMENTO, CALIFORNIA

WEDNESDAY, JANUARY 5, 2000
9:35 A.M.

1 SENATE RULES COMMITTEE

2 STATE OF CALIFORNIA

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6 HEARING

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10 STATE CAPITOL

11 ROOM 113

12 SACRAMENTO, CALIFORNIA

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16 WEDNESDAY, JANUARY 5, 2000

17 9:35 A.M.

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25 Reported by:

26
27 Evelyn J. Mizak
28 Shorthand Reporter

STATE OF CALIFORNIA
LEGISLATIVE COUNCIL

REPORT

STATE CANTON

ROOM 111

SACRAMENTO, CALIFORNIA

RECEIVED JANUARY 15, 1964

1964

Printed by

State of California
Department of General Services

APPEARANCESMEMBERS PRESENT

SENATOR JOHN BURTON, Chair

SENATOR JOHN LEWIS, Vice Chair

SENATOR JOE BACA

SENATOR TERESA HUGHES

SENATOR PATRICK JOHNSTON

SENATOR WILLIAM KNIGHT

STAFF PRESENT

GREG SCHMIDT, Executive Officer

PAT WEBB, Committee Secretary

NETTIE SABELHAUS, Consultant on Governor's Appointments

WADE TEASDALE, Consultant to SENATOR LEWIS

FELICE TANENBAUM, Consultant to SENATOR HUGHES

ANDY PUGNO, Consultant to SENATOR KNIGHT

ALSO PRESENT

FRED R. BUENROSTRO, Deputy Director
Department of Personnel Administration

AARON READ
California Highway Patrol Association
California Department of Forestry Firefighters
Professional Engineers California Government
Self

DAVE LOW
California School Employees Association

MIKE JIMENEZ, Executive Vice President
California Correctional Peace Officers Association

INDEX

	<u>Page</u>
Proceedings	1
<u>Governor's Appointees:</u>	
FRED BUENROSTRO, Deputy Director	
Department of Personnel Administration	1
Background and Experience	1
Questions by CHAIRMAN BURTON re:	
Representation of Director Morgenstern at	
PERS Board Meetings	2
Selection of Counsel for PERS Board	2
Possibility of Constitutional Amendment to	
Permit Oversight of PERS Board by	
Legislature	3
Loss of Purchasing Power for State	
Employees When There Was No Contract	4
Questions by SENATOR LEWIS re:	
End of Year Accounting of PERS Fund	4
Questions by SENATOR HUGHES re:	
Update on Self-Managed Accounts, New	
Options, and Savings Plus Program	5
Questions by CHAIRMAN BURTON re:	
Shortage of Qualified Medical Personnel in	
Department of Corrections	5
Introduction of Family Member Present	6
Questions by CHAIRMAN BURTON re:	
Use of Money Originally in CCPOA Legal	
Defense Fund, Then Changed to General	
Dollars	6

Witnesses in Support:

AARON READ

California Highway Patrol Association

CDF Firefighters Association

Professional Engineers in California Government6

DAVE LOW

California School Employees Association7

MIKE JIMENEZ, Executive Vice President

California Correctional Peace Officers Association7

Motion to Confirm8

Committee Action9

Termination of Proceedings9

Certificate of Reporter10

P-R-O-C-E-E-D-I-N-G-S

--ooOoo--

CHAIRMAN BURTON: Governor's appointee appearing today, Fred Buenrostro, Deputy Director, Personnel Administration Department.

MR. BUENROSTRO: Thank you, Mr. Chairman, Members of the Committee. Thank you for the opportunity to present myself to you today.

I know you have my bio and my background, so I will be brief.

After a short stint pushing a mail cart around CSEA, I became a state employee. During my career, I've worked in the Treasurer's Office as legal counsel to Jesse Unruh, Tom Hayes, and later Kathleen Brown.

In 1992, I went to work for Controller Gray Davis, advising him on state fiscal issues and on pension matters, and representing him at PERS and STRS. I spent seven years in the Controller's Office.

In early 1999, Governor Davis and Director Morgenstern asked me to join the new Davis administration. Since joining Director Morgenstern at DPA, I've worked with him to put in place his management team, worked on the development of the strategy for bargaining this past summer, participated in the negotiations in a majority of the 21 bargaining units. And I'm proud to say, we brought those agreements in on time and on budget. And I've represented the Director where appropriate at the monthly PERS meetings.

If there are any questions you have, I'd be

1 pleased to answer them.

2 CHAIRMAN BURTON: Do you sit for the Director on
3 the PERS Board?

4 MR. BUENROSTRO: Where appropriate I do.

5 CHAIRMAN BURTON: What does that mean?

6 MR. BUENROSTRO: When he's unavailable I
7 represent him.

8 CHAIRMAN BURTON: Who sits more, you or him?

9 MR. BUENROSTRO: It's been about even.

10 CHAIRMAN BURTON: About even.

11 MR. BUENROSTRO: Yes.

12 CHAIRMAN BURTON: I have had a few
13 constituents -- I'm not going to get into the Armenian
14 situation -- but I've had a few constituents that were very
15 concerned with how the PERS Board selects counsel when they may
16 be engaged in class action suits on behalf of the Board or us
17 depositors, where they seem to have a prediliction to go to
18 firms outside of the state. They seem to have some type of
19 favoritism going on.

20 One local firm, at least in the Bay Area, that is
21 a fairly high quality one, actually got shut out at the window.
22 It seemed like kind of a shoddy way to be doing business.

23 Do you have any idea what goes on over there?

24 MR. BUENROSTRO: The selection of outside counsel
25 has been delegated by the Board to the staff.

26 But I share your concerns about selecting
27 California counsel. I think California has many, many fine law
28 firms, and we have all the talent necessary to represent Cal

1 PERS within California, and I think that's where we should be
2 selecting.

3 CHAIRMAN BURTON: Well, it may be delegated to
4 staff, but the staff works for the Board, right? Has the Board
5 ever discussed maybe we ought to have a policy, and not
6 necessarily buy California, but at least it seems kind of goofy
7 to me that basically taxpayers' money, or at least state
8 employee pensioners' money goes outside the state and doesn't,
9 all things being equal, remain in the state.

10 I would hope that these issues are raised by the
11 Board, because one of the problems that we've found, not only me
12 but we -- that's me and the mouse I carry in my pocket -- but
13 problems that I have found, and I don't know whether it was
14 during the Wilson administration, during one of the budget
15 problems, where we basically went in and grabbed PERS' money to
16 help balance the budget. And in response to that, there was a
17 Constitutional amendment to forbid that, but additionally makes
18 this group exempt like the Federal Reserve Board. The
19 Legislature can't even look at what they're doing, have no
20 oversight or anything else.

21 I'm of the opinion that if the Board doesn't
22 shape up, that there will be another Constitutional amendment
23 leaving in place the fact that we shouldn't raid the treasury,
24 but bringing a little bit of accountability to a group that
25 becomes self-perpetuating.

26 And I don't believe in term limits for us, so I
27 don't believe in them for PERS members, but people get in, and
28 they rarely get out, and then they've got a fiefdom all of their

1 own. And I, for one, am unhappy with, it. And Assemblyman
2 Papan, for two, is extremely unhappy with it. And if I were the
3 PERS Board, I'd rather have me unhappy than him unhappy.

4 So, at least on that issue, I would like you, or
5 whoever you sit for, to call that back. I'm in deadly earnest.
6 The people voted basically not to have us steal pension money.
7 I think that was proper. And it wasn't to give these guys the
8 ability to do anything and everything that they really care to
9 do.

10 Would you have any idea what the loss of
11 purchasing power for state employees was during the period when
12 there was no contract?

13 MR. BUENROSTRO: We believe that the loss of
14 purchasing power during the time when there was no contract was
15 somewhere in the mid-teens. We believe that --

16 CHAIRMAN BURTON: Low teens or high teens?

17 MR. BUENROSTRO: Low teens.

18 We believe that through the contract that we put
19 in place that bridged until June 30th, and then the new two-year
20 contract, that we've made up most of the difference in the
21 purchasing power, both in the five-and-a-half percent increase
22 which was given to employees as of January 1, and the subsequent
23 increase that we granted as of July 1, and the increase that
24 will occur on September 1, 2000.

25 CHAIRMAN BURTON: Senator Lewis.

26 SENATOR LEWIS: I just had one question.

27 Have you received an end of the year accounting
28 of how well the PERS fund did last year?

1 MR. BUENROSTRO: The PERS fund, I haven't
2 received it yet, but we believe it performed in the mid-teens in
3 terms of return overall.

4 CHAIRMAN BURTON: Senator Hughes.

5 SENATOR HUGHES: Could you provide us with an
6 update on the self-managed accounts and new options and Savings
7 Plus Program? Are there any problems with this program?

8 MR. BUENROSTRO: We have no problems at this time
9 with the self-managed accounts and the Savings Plus Program.

10 As I'm sure you're aware, we have simplified that
11 program in terms of fees. We've provided Internet access and a
12 401(k) loan program, in addition to instituting the self-managed
13 account and broadening the investment options for it.

14 SENATOR HUGHES: Thank you.

15 CHAIRMAN BURTON: There have been reports of
16 shortage of qualified medical personnel in the prison system.

17 MR. BUENROSTRO: During our bargaining, we
18 identified many areas where recruitment and retention of
19 qualified staff needed our attention, and so we put in place
20 retention and recruitment bonuses and specifically for qualified
21 medical staff. Those are in place now and should be
22 alleviating those problems.

23 We continue to monitor them so that if our
24 efforts weren't enough, we can increase them.

25 CHAIRMAN BURTON: Would you know, and you may
26 not, the name of the head doctor at the Department of
27 Corrections?

28 MR. BUENROSTRO: No, I do not.

1 CHAIRMAN BURTON: Is it still that idiot that was
2 there before? You're kidding. I use the term advisedly.

3 Do you have members of your family present?

4 MR. BUENROSTRO: Yes.

5 Mr. Chairman, with your permission, I'd like to
6 introduce one of my brothers who's here today, Jim Buenrostro,
7 who shared mail cart duties with me at CSEA 25 years ago. He
8 currently resides in San Luis Obispo.

9 CHAIRMAN BURTON: Welcome.

10 Majority Leader Polanco asked -- he couldn't be
11 here, so we're asking these questions on his behalf -- do you
12 know what happened to the money that was originally in the CCPOA
13 contract that was legal defense fund but then was changed, I
14 guess, to general dollars? Do we have any idea what happened to
15 that? What the use of general dollars were put to?

16 MR. BUENROSTRO: The use of the general dollars
17 at this point is being negotiated with CCPOA by our staff.
18 We've committed some of the money to printing the contract
19 agreement, some of the money for release time for officers of
20 CCPOA.

21 CHAIRMAN BURTON: That's the subject of
22 ongoing --

23 MR. BUENROSTRO: That's a subsequent negotiation,
24 yes.

25 CHAIRMAN BURTON: Witnesses in support.

26 MR. READ: Mr. Chairman, Members of the Rules
27 Committee, Aaron Read representing the Highway Patrol
28 Association, CDF Firefighters, and Professional Engineers in

1 California Government, and in this instance myself, because I've
2 personally had the pleasure of knowing and working with Fred for
3 25 years. I think I was there when he pushed the cart around
4 CSEA.

5 I can tell you that Fred has been a person of
6 honesty and integrity for the entire 25 years that I have known
7 and worked with him. On very big issues, controversial issues,
8 Fred's door was always open. He always made sure that our views
9 were heard and considered.

10 I'm here proudly to support him, and I'm proud
11 that my clients, the Highway Patrol Association, Firefighters,
12 and PEG are joining in that support.

13 Thank you.

14 MR. LOW: Mr. Chairman and Members, Dave Low
15 with the California School Employees Association.

16 We've worked with Fred very closely in his tenure
17 in many capacities on the PERS Board, and dealing with not just
18 the retirement issues, but the investment issues, health
19 benefits, personnel matters. And Fred has always been not just
20 well prepared, but has been very accessible to us. He's been a
21 conduit to us to the officials that he represented, and has
22 always given a fair voice to our views.

23 As Aaron said, he's a person of the highest
24 integrity, and has done an excellent job. We strongly support
25 his confirmation.

26 MR. JIMENEZ: Mr. Chairman and Members, my name
27 is Mike Jimenez, and I'm the Executive Vice President of the
28 California Correctional Peace Officers Association.

1 One of the questions you asked about
2 Mr. Buenrostro I was intimately involved in. I want to let you
3 know that we've been through some difficult times together, but
4 as I put in the letter on behalf of CCPOA, we do believe that
5 Mr. Buenrostro is going to bring dignity and respect, and
6 continue on the path of correcting things that have occurred for
7 state employees.

8 We strongly urge your support. Thank you.

9 CHAIRMAN BURTON: Any witnesses in opposition?

10 SENATOR HUGHES: Move.

11 CHAIRMAN BURTON: Moved by Senator Hughes.

12 One thing, I would like you or, when you're
13 sitting on the Board for your principal, to raise these issues I
14 had. And I would like you to come back to my office with what
15 policy changes they're going to do.

16 With all respect to the people sitting here that
17 are non-elected, I don't believe that it is the staff who ought
18 to be setting policy and doing certain things. And staff can
19 get you in as much trouble, and have, as much as the elected
20 officials. So, the buck stops somewhere.

21 And we're going to be paying a lot more attention
22 to what the PERS Board does now than we did in the past. And
23 nobody's really interested in writing a Constitutional amendment
24 to provide at least legislative oversight and other things.
25 They ought to clean up their own shop.

26 Secretary, call the roll please.

27 SECRETARY WEBB: Senator Hughes.

28 SENATOR HUGHES: Aye.

1 SECRETARY WEBB: Hughes Aye. Senator Johnston.

2 SENATOR JOHNSTON: Aye.

3 SECRETARY WEBB: Johnston Aye. Senator Lewis.

4 SENATOR LEWIS: Aye.

5 SECRETARY WEBB: Lewis Aye. Senator Burton.

6 CHAIRMAN BURTON: Aye.

7 SECRETARY WEBB: Burton Aye. Four to zero.

8 CHAIRMAN BURTON: Leave the roll open for Senator
9 Knight.

10 Thank you very much.

11 [Thereafter, SENATOR KNIGHT

12 added his Aye vote, making the

13 final vote 5-0 for confirmation.]

14 [Thereupon this portion of the

15 Senate Rules Committee hearing was

16 terminated at approximately 9:48 A.M.]

17 --ooOoo--

CERTIFICATE OF SHORTHAND REPORTER


I, EVELYN J. MIZAK, a Shorthand Reporter of the State of California, do hereby certify:

That I am a disinterested person herein; that the foregoing transcript of the Senate Rules Committee hearing was reported verbatim in shorthand by me, Evelyn J. Mizak, and thereafter transcribed into typewriting.

I further certify that I am not of counsel or attorney for any of the parties to said hearing, nor in any way interested in the outcome of said hearing.

IN WITNESS WHEREOF, I have hereunto set my hand this

5th day of January, 2000.


EVELYN J. MIZAK
Shorthand Reporter

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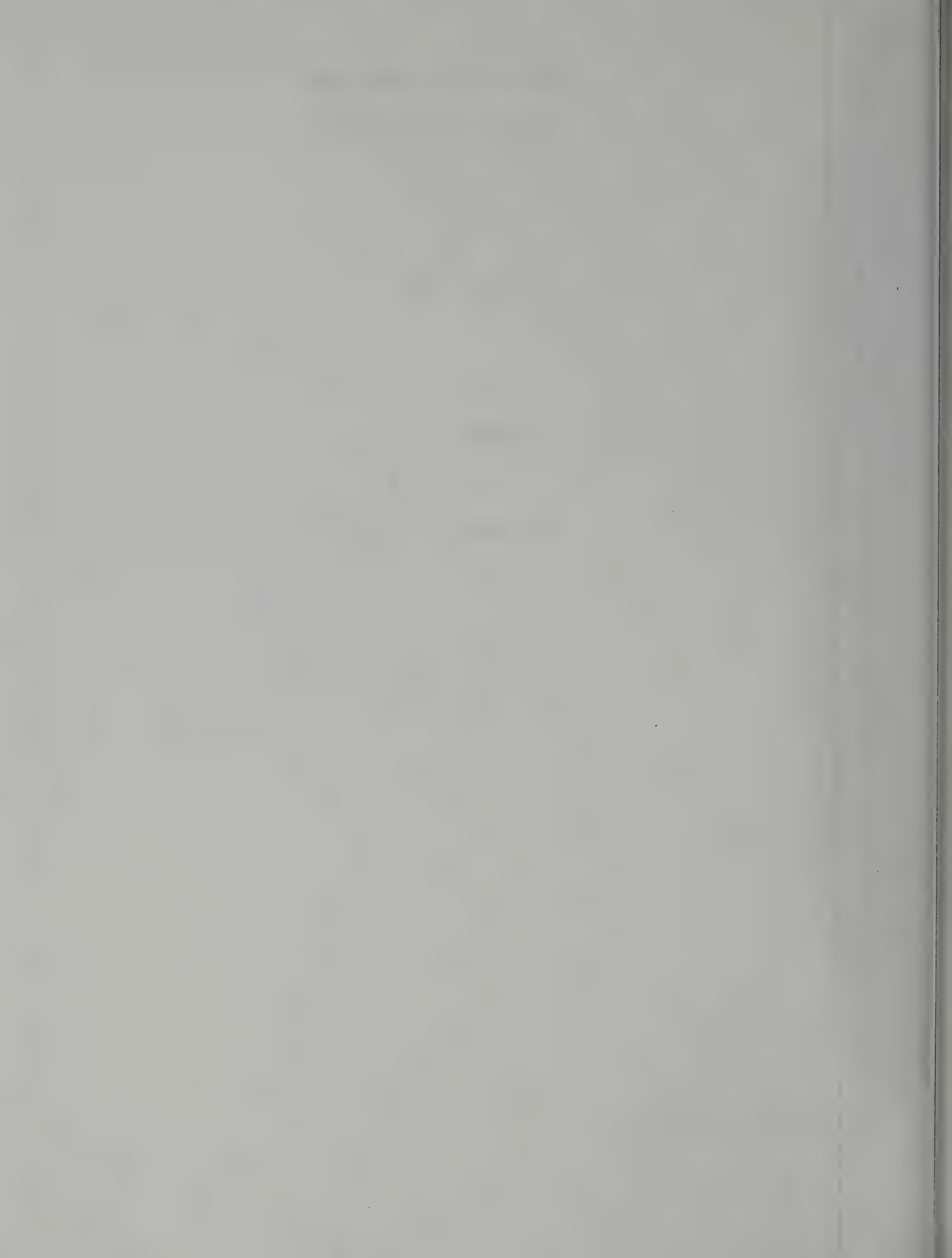
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APPEARANCESMEMBERS PRESENT

SENATOR JOHN BURTON, Chair

SENATOR JOHN LEWIS, Vice Chair

SENATOR TERESA HUGHES

SENATOR WILLIAM KNIGHT

MEMBERS ABSENT

SENATOR JACK O'CONNELL

STAFF PRESENT

GREG SCHMIDT, Executive Officer

PAT WEBB, Committee Secretary

NETTIE SABELHAUS, Consultant on Governor's Appointments

WADE TEASDALE, Consultant to SENATOR LEWIS

FELICE TANENBAUM, Consultant to SENATOR HUGHES

ANDY PUGNO, Consultant to SENATOR KNIGHT

ALSO PRESENT

JOHN MOORES, Member
The Regents of the University of California

SENATOR DEE DEE ALPERT

SHERRY LANSING, Member
The Regents of the University of California

PETER PURSLEY
University of California Student Association

JUDITH HOPKINSON, Member
The Regents of the University of California

ODESSA JOHNSON, Member
The Regents of the University of California

SENATOR DICK MONTEITH

1 ASSEMBLYMAN DENNIS CARDOZA

2 RAUL ORTEGA, Commander
3 American GI Forum, Central Valley

4 VENESSE METCALF, Director
5 Staff Diversity
6 Yosemite Community College District

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18

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21

22

23

24

25

26

27

28

INDEX

	<u>Page</u>
Proceedings	1
<u>Governor's Appointees:</u>	
JOHN MOORES, Regent	
The University of California	1
Introduction and Support by	
SENATOR DEE DEE ALPERT	1
Background and Experience	2
Questions by SENATOR LEWIS re:	
Position on Cutting Tuition	3
Questions by SENATOR HUGHES re:	
River Blindness Foundation	4
How Experience on Texas' Board of	
Regents Will Benefit California	6
Correcting Substantial Decline in	
Minority Admissions	7
Ways to Help University Grow	7
Involving Minorities in Special Programs	8
Questions by CHAIRMAN BURTON re:	
Outreach Programs	9
Basic Opportunity Grants	9
Motion to Confirm	9
Committee Action	10

1	SHERRY LANSING, Regent	
2	The University of California	10
3	Introduction and Support by	
4	CHAIRMAN BURTON	10
5	Background and Experience	11
6	Questions by SENATOR HUGHES re:	
7	Task Force on Admissions to	
8	Medical School	17
9	Importance of Having Physicians Who	
10	Reflect the Population's Ethnicity	18
11	Ways to Correct Damage of SB 1	18
12	Motion to Confirm	20
13	<u>Witness in Support:</u>	
14	PETER PURSLEY	
15	University of California Student Association	20
16	Committee Action	21
17	JUDITH HOPKINSON, Regent	
18	The University of California	21
19	Background and Experience	21
20	Questions by CHAIRMAN BURTON re:	
21	UC-Stanford Merger	24
22	Protection of University's Assets	25
23	Questions by SENATOR HUGHES re:	
24	Vision for University of California in	
25	Twelve Years	27

1 Ways to Make University More Attractive to
2 Ethnic Communities27

3 Keeping Students in School28

4 Questions by CHAIRMAN BURTON re:

5 Ratio of Acceptance vs. Enrollment29

6 Motion to Confirm30

7 Witness in Support:

8 PETER PURSLEY

9 University of California Student Association30

10 Committee Action32

11 ODESSA JOHNSON, Regent

12 The University of California32

13 Introduction and Support by

14 SENATOR DICK MONTEITH32

15 Statements in Support by

16 ASSEMBLYMAN DENNIS CARDOZA33

17 Background and Experience34

18 Questions by CHAIRMAN BURTON re:

19 Charley Spencer38

20 Junior College vs. Community College38

21 Modesto Relays38

22 Modesto JC Basketball Tourney39

23 Motion to Confirm39

24 Witnesses in Support:

25 PETER PURSLEY

26 University of California Student Association40

27

28

1	RAUL ORTEGA, Commander	
2	American GI Forum, Central Valley	41
3	VENESSE METCALF, Director	
4	Staff Diversity	
5	Yosemite Community College District	41
6	Committee Action	42
7	Termination of Proceedings	42
8	Certificate of Reporter	43

P-R-O-C-E-E-D-I-N-G-S

--ooOoo--

CHAIRMAN BURTON: What we will do, because Senator Alpert's here and has to go to the hearing, we'll take John Moores out of order so that Senator Alpert, who wanted to introduce her constituent, can do so and get up to Education.

SENATOR ALPERT: Thank you, Senator Burton, for allowing us to go first.

I did want to have the opportunity to introduce John Moores because he is, I think, in San Diego we consider ourselves extremely fortunate to have him as one of our own.

For John Lewis, the baseball fan in the crowd here, he is the owner of the San Diego Padres. We're very proud of that as well.

But I think he is so much more, and that's what has made him so popular in San Diego. When he came to town, he immediately began to assist many different groups. He has been incredibly generous with his money and his time.

When he lived in Texas, where he graduated from the University of Houston and also got his law degree there, he served on the Board of Regents of his alma mater and took time to work on education issues. And again, after he's come to San Diego, he has provided resources for San Diego University, the University of California, and many other worthy causes.

I do remember one time talking to him, and he talked about the fact that when he died, he wanted to say he had given away the money that he had made to help other people. That really, to me, epitomizes what this man is all about. I'm

1 very appreciative that he's willing to take the time to be a
2 Regent and to help lead the University of California.

3 With that, I would give you John Moores.

4 MR. MOORES: Thank you, Dee Dee.

5 CHAIRMAN BURTON: Do you have any comments?

6 MR. MOORES: Well, it's obviously -- I'm very
7 pleased to have a chance to serve on the Board of the
8 University. My experience as a Regent before in Texas was
9 something that absolutely changed my life. For one thing, I had
10 no idea that there were that many hours in the day.

11 The University at that particular time, some ten
12 years ago, was going through a considerable amount of turmoil.
13 It was a terrific learning experience for me. I came out a lot
14 smarter after the end of the experience.

15 I had to resign early. The appointment was for
16 six years. I left after four years because of a state residency
17 requirement, and I was required to move to California, which was
18 very nice, when I bought the Padres.

19 What I hope is that the little business
20 experience I've had over the years will help me in whatever role
21 I am able to play at the University, and that, frankly, I guess
22 we all want to be an agent for constructive change for the
23 school.

24 I'm concerned about a lot of things. I feel real
25 sorry for kids that get out of college right now that have a
26 high level of personal debt. I'm a little concerned about the,
27 perhaps, the lack of plans that, as I understand, are for the
28 University to expand.

1 I had the fortune of living in California in the
2 '60s, when the University was going through a lot of expansion.
3 And I think it's going to be pretty hard for anybody, as they
4 reflect back on the history of this state and look at the
5 present status, the economic status of California, and not
6 conclude that the University of California made life better for
7 many, many people in California and in the United States.

8 So, I worry a little that the University and
9 perhaps the state are resting on their laurels. I think it
10 would be nice for this state and for the University to consider
11 expanding campuses as the population centers move away from the
12 coastal regions.

13 I know that there are a lot of things that the
14 University needs to do. It's doing some things extremely well.
15 I want for them to continue doing things as well as they have in
16 the past.

17 Thank you.

18 CHAIRMAN BURTON: Senator Lewis.

19 SENATOR LEWIS: Good morning.

20 MR. MOORES: Good morning.

21 SENATOR LEWIS: First, I guess I'd be remiss if I
22 didn't congratulate you on the Ryan Klesko acquisition.

23 I did want to ask you, since 1990, the average
24 cost of attending UC has gone up by 41 percent. There's a lot
25 of talk right now as to what to do with state's new found
26 riches.

27 Do you think considering a tuition cut would be
28 appropriate? If so, how much would you favor?

1 MR. MOORES: I don't have a position on how
2 much. I would hate for tuition to continue to go up in the
3 future as much as it has in the past.

4 It's obvious that students now have more capacity
5 to pay tuition than they did 30, and 40, and 50 years ago. I
6 don't think there's any question about that. But increasingly
7 the role of the University has been moving in the direction of
8 graduate school, postgraduate education. And I'm a little
9 uncomfortable with shouldering that particular burden on the
10 backs of undergraduates.

11 It seems like it's getting harder and harder and
12 harder for the kids to get out in four years, for whatever
13 reason. So, the longer they're in school, the more personal
14 debt that they tend to have heaped on their backs.

15 So, perhaps from my standpoint, the best
16 situation would be at least some stabilization.

17 Again, if there are extra monies laying around
18 the state, and I'm sure there's going to be a big scramble for
19 people to try to do, to frankly do what they can with it, I
20 would hope that the highest and best use of education dollars
21 would be to provide new facilities for this state.

22 CHAIRMAN BURTON: Senator Hughes.

23 SENATOR HUGHES: I admire the kinds of things
24 that you have been involved in.

25 I'd like to know a little bit more about the
26 River Blindness Foundation, and how you became interested in
27 that?

28 MR. MOORES: That is a long story. I'll give you

1 the very, very short version.

2 River Blindness is a disease that's caused by a
3 parasite that people get by being bitten by an infected fly.
4 It's absolutely terrible. Probably the blindness is only one of
5 any terrible side effects, so it's difficult to say that's the
6 worst one.

7 There's a cure for it. If you're blind, you do
8 not regain your eye sight, but the drug company Merck made pills
9 available that are really a miracle cure. The problem was
10 getting the pills to where they were. Most of the world's River
11 Blindness occurs in Africa. So, the pills were free to
12 qualified organizations. The problem was distribution. And it
13 turns out it's a serious problem.

14 I founded an organization that was successful in
15 reaching our target of putting a pill in somebody's mouth for a
16 dollar. That is, that was our total distribution cost.

17 We ultimately folded our organization into the
18 Carter Center that's run by President Carter, upon whose broad
19 shoulders the goal continues. We probably, as the Carter
20 Center, and I'm on the Board of the Carter Center, probably has
21 given away somewhere around one hundred million tablets, and
22 they're making giant strides.

23 SENATOR HUGHES: Are there any cases of River
24 Blindness that you're aware of in Texas or in other places in
25 the United States?

26 MR. MOORES: No, it would only be the occasional
27 immigrant that comes in. It's not a serious health problem.

28 There are six countries in the Americas, however,

1 that do have a fair amount of River Blindness. It should be
2 eradicated, I would think, in the Americas in the next number of
3 years.

4 SENATOR HUGHES: How do you think your
5 experience, and it must have been thrilling to be on the Regents
6 of University that you graduated from. What did you learn from
7 that that you think you are utilizing now at the University of
8 California and that we could benefit from that experience?

9 MR. MOORES: Well, people care a lot about
10 universities. I mean, it's just the nature of them. We all
11 want to give something back. And it's terribly difficult to
12 resist the temptation to want to micromanage. And our job as
13 Regents is not to do that, but it's to gain an understanding of
14 what the large picture is.

15 I think this is quite analogous to a position on
16 a private board. You want to set policy; you don't want to
17 micromanage.

18 It's very, very hard, however, to step back and
19 see the big picture because the big picture involves
20 accumulating a lot of small facts that together will paint a
21 broad picture of what's going on. And I found that's much
22 harder than it appears.

23 SENATOR HUGHES: Ever since the Regents passed
24 SB 1, there have been substantial declines in the ethnic
25 minority students who applied and who, even after granted
26 admission, didn't pursue that opportunity.

27 How do we go about, or are you committed to going
28 about correcting that problem so that students, after they are

1 admitted, do take advantage of the wonderful opportunity to go
2 to one of the finest universities in the world?

3 MR. MOORES: I think you said it pretty well. It
4 is one of the finest universities in the world.

5 In the number of discussions that I've had with
6 folks in the San Diego community, it's a little disconcerting to
7 realize that whole segments of the population do not feel that
8 it is reasonable for them to ever be able to attend the
9 University of California, where ever that may happen to be
10 located. They're only dimly aware that the school exists. They
11 don't understand the process about getting in, and they don't
12 think, frankly, that they'll ever have a chance to do that.

13 So, I think the best thing that the University
14 can do, commensurate with keeping -- with meeting its
15 responsibilities to maintain a high educational standard, is to
16 reach out to the community, to visit high schools, to explain to
17 kids, "Look, lots of people are just like you that have been
18 able to change their lives, and the University will do whatever
19 it takes to get you in."

20 SENATOR HUGHES: What are we going to do in order
21 to help the University grow so that they'll be able to fill the
22 number of requests that are going out, the goals and ambitions
23 for Californians to have their students go to our fine
24 University? What are we going to do?

25 MR. MOORES: Again, I think I would favor a more
26 visible presence of the University in new communities around the
27 state.

28 I think for far too many kids, the University

1 remains something that they read about in the sports pages.
2 They don't see it as something that their peers or their parents
3 were able to participate in.

4 I would like to see, frankly, in the next 10 or
5 20 years, three, four, or five new campuses. The more visible
6 the campuses are in the community, in my opinion, the more kids
7 will frankly think that they can get in.

8 SENATOR HUGHES: What about the programs that we
9 have in Washington, D.C. and the program aboard ship that
10 students try to get into? Are you aware of how many of those
11 students are ethnic minorities, specifically Hispanics and
12 African-Americans?

13 I've always been curious about that, and I don't
14 know the answer.

15 MR. MOORES: Senator, I have no idea. It's a
16 great question, though.

17 SENATOR HUGHES: Do you think if there's a
18 program like that, that it should be representative of the
19 ethnic makeup of our state, and representative of the growing
20 ethnic minority, which will soon become the majority in our
21 state?

22 I think that's a wonderful opportunity.

23 MR. MOORES: I would love to see almost every
24 program the University's involved in have students that look
25 like America, as opposed to, perhaps, the way it was in the
26 past, and to some extent still is.

27 I see no reason that there shouldn't be an
28 overwhelming amount of diversity in just about every area the

1 University engages in.

2 CHAIRMAN BURTON: Just following up on Senator
3 Hughes. And I don't know if the Regents have a program now or
4 are involved, but trying to do outreach to the various
5 communities to inform and encourage students in the high
6 schools -- and I guess maybe even get to UC from the community
7 college, I don't know -- of the attraction to the UC system,
8 one.

9 And then two, and what we are going to try to do
10 this year is increase Basic Opportunity Grants, and things of
11 this sort, so that qualified students, but those that, you know,
12 do not come from well-to-do families, have a shot at going to
13 school without becoming indentured slaves.

14 I would hope that during your service on the
15 Board that you'd push for both the outreach and for that
16 program.

17 MR. MOORES: I'm very enthusiastic about that,
18 Senator.

19 CHAIRMAN BURTON: Did you bring any family up,
20 John?

21 MR. MOORES: No, they're all in school today.

22 CHAIRMAN BURTON: Witnesses in support?

23 SENATOR HUGHES: Move the nomination.

24 CHAIRMAN BURTON: All right, Senator Hughes
25 moves. Call the roll.

26 Witnesses in opposition? I always forget that,
27 opposition.

28 Call the roll.

1 SECRETARY WEBB: Senator Hughes.

2 SENATOR HUGHES: Aye.

3 SECRETARY WEBB: Hughes Aye. Senator Knight.

4 SENATOR KNIGHT: Aye.

5 SECRETARY WEBB: Knight Aye. Senator Lewis.

6 SENATOR LEWIS: Aye.

7 SECRETARY WEBB: Lewis Aye. Senator Burton.

8 CHAIRMAN BURTON: Aye.

9 SECRETARY WEBB: Burton Aye. Four to zero.

10 CHAIRMAN BURTON: Congratulations, John.

11 MR. MOORES: Thank you.

12 CHAIRMAN BURTON: Next, Ms. Sherry Lansing.

13 I will take the Chair's prerogative -- and we'll
14 keep the roll open for Senator Lewis -- which is to introduce my
15 friend.

16 We couldn't invent the ideal person to serve on
17 the Board of Regents, but if we could invent them, I think it
18 would come in the form of Sherry Lansing. Business person,
19 community activist, natural leader, who started out as a school
20 teacher in South Central L.A.

21 SENATOR HUGHES: In my district.

22 CHAIRMAN BURTON: Exactly, which we felt would
23 pick up your vote.

24 Moved into the entertainment industry. As I
25 recall, was actually a script person with Governor JJ, right?
26 Among other things, she's been the Chair of the motion picture
27 group of Paramount Pictures since '92. Under her leadership
28 there have been three Academy Awards. She has broken more

1 barriers in Hollywood than any woman in our time.

2 But more importantly, she gives back to the
3 community. She Chairs Stop Cancer Organization, a co-founder of
4 Big Sisters Endowment Fund that provides college scholarships
5 for graduating little sisters. She sits on the Board of Teach
6 for America, the American Foundation for AIDS Research, and
7 Cedar Sinai, as well as many others. She's got awards that are
8 too lengthy to go on.

9 So, I'm very pleased to present to the Committee
10 Ms. Sherry Lansing.

11 MS. LANSING: Thank you, I appreciate it.

12 Thank you. I am delighted to have the
13 opportunity to express to all of you today why I feel so
14 strongly about becoming a Regent of the University of
15 California, and to tell you about some of the goals that I hope
16 to accomplish.

17 I have always had a profound belief in the power
18 that education gives us to improve the quality of our lives.
19 Before I entered the film industry, as John said, I had a
20 first-hand opportunity to observe this power when I taught high
21 school math and English to disadvantaged students in Watts in
22 East L.A. Working alongside youngsters mired in poverty, I was
23 struck by how much the American dream depends on access to
24 educational opportunity. And conversely, the ruinous impact
25 that a lack of education can have on someone's life.

26 We like to think that if we work hard, we'll get
27 good jobs, we'll develop economic security, we'll buy a home,
28 and we'll be able to educate our children, so that each

1 generation will become more prosperous than the one preceding
2 it.

3 Yet here was a community where this simply wasn't
4 happening. Parents were working hard, but there was no upward
5 mobility. Teachers were working hard, but they lacked the
6 resources to motivate the students and to impart basic skills.
7 Many students looked toward a future with few jobs open to them
8 even if they did graduate.

9 Higher education really didn't come into this
10 picture very much, and yet it seemed to me that higher education
11 would be the only element that could actually change that
12 picture. Without it, I saw little for these kids but a life of
13 hard toil and despair. That image has never left me.

14 And so, though I left teaching as a profession, I
15 simply never left it in my heart. Throughout my life, I've
16 worked hard to promote educational opportunities for
17 underprivileged youth. As Senator Burton said, I co-founded the
18 Big Sisters of Los Angeles Future Funds to provide college
19 scholarships for graduating little sisters.

20 I was also a founding member of the California
21 Mentor Council, helping to launch a statewide initiative to
22 promote mentoring throughout California. I've supported Teach
23 for America, which recruits talented college graduates to teach
24 in districts suffering teacher shortages.

25 I've also encouraged employees at Paramount to
26 participate in our company's many ongoing community service
27 activities, including our Daughters to Work Day, an annual
28 company volunteer day, and our own mentoring program in which

1 over 150 Paramount employees spend an hour a week with an
2 at-risk youngster.

3 I am really excited at the prospect of taking an
4 even more direct role in promoting educational opportunities to
5 California's youth through my participation as a Regent. The
6 University of California continues to be the bridge that
7 provides a way for young people to achieve success
8 intellectually, personally, and professionally; in short, to
9 achieve the American dream.

10 That is why I am so passionately committed to
11 this institution. As a Regent, I will support the U of C in
12 accomplishing its multi-faceted mission of teaching, research,
13 and public service.

14 One area where I particularly hope to contribute
15 is in helping the University with its outreach programs, and
16 helping to expand educational opportunities to disadvantaged
17 communities.

18 We are pursuing a two-pronged approach. First,
19 we need to provide better preparation of students at the primary
20 and secondary levels so that they can enter and succeed at the
21 University. To that end, I look forward to helping the
22 University of California promote the educational objectives
23 which the Governor and the Legislature have initiated at the K
24 through twelve level.

25 Second, we need to communicate with people more
26 effectively about the University in terms of what a University
27 education can do for them, the courses that they need to qualify
28 for admission, and the financial aid packages that are

1 available.

2 It has been shown that many California students
3 have a variety of misconceptions about the University which
4 prevent them from applying. With my background in the
5 communication and media, I think that I can make a contribution
6 to overcoming these misconceptions, and thus broadening the
7 opportunity for students to get a UC education.

8 All of California will benefit as every element
9 in our diverse population becomes more educated and more
10 capable.

11 A second goal I have as a Regent is to enhance
12 the UC as a resource for California's economic development. For
13 as much as the University of California provides the means to
14 achieve individual success, it also provides the innovative
15 research discoveries and the talented graduates who together
16 help our state to grow and to prosper.

17 As a part of a business that is a consumer of
18 outstanding UC Film School graduates, I can testify personally
19 that these discoveries and the highly trained young people have
20 greatly benefitted the entertainment industry. All of
21 California industries will reap similar benefits from the
22 University of California.

23 I also have a third goal that I hope to
24 accomplish through my tenure as a Regent. This one, though no
25 less important, emerges from personal reasons. I want to help
26 the University of California develop its outstanding
27 capabilities in the health sciences.

28 Several years ago, I watched my mother fight a

1 hopeless battle with ovarian cancer. The helplessness I felt in
2 the face of this disease galvanized my interest in trying to
3 find a cure for cancer. For the past 10 years, I have chaired
4 Stop Cancer, an organization that funds promising research
5 projects at UCLA's Johnson and USC's Norris Cancer Centers. To
6 date, Stop Cancer has awarded dozens of grants. It has
7 catalyzed significant discoveries, including the gene that
8 causes one of few remaining hard to treat killer leukemias, as
9 well as new ways of treating breast cancer.

10 Also as a part of the Friends of Cancer research,
11 I've actively petitioned the government for more federal funds
12 for biomedical research. I've met with our Senators and our
13 Congressmen, as well as testified before Congress several times
14 on this issue.

15 My work on cancer, and over the last year my
16 participation at Regents meetings, introduced me to the breadth
17 and depth of medical research being accomplished at the UC. I
18 want to do what I can to promote funding that will allow UC
19 scientists to push forward with their vital research efforts.

20 I would also like to play a role in preserving
21 and strengthening the UC's role as an outstanding health care
22 provider for the community. The UC medical centers and schools
23 are confronting immense long-term challenges that are changing
24 and perhaps even jeopardizing the national health care system.
25 Just as I believe strongly in increasing access for educational
26 opportunity, I am firmly committed to providing access to
27 quality health care, the type of care that the UC medical system
28 has historically provided to every Californian. We must

1 vigilantly protect this treasure.

2 The opportunity to serve on the Regent's Health
3 Service Committee at this crucial time is one that I therefore
4 willingly embrace.

5 Membership on the Board of Regents of the
6 University of California requires a substantial commitment of
7 time, energy, and intellectual preparation. I have demonstrated
8 my willingness to fulfill this commitment throughout consistent
9 attendance at the Regents meetings and acceptance of significant
10 committee responsibilities. I believe that I can work
11 effectively with the administrative leadership to enhance the
12 innovative research and instructional excellence that the UC and
13 the California economy are unsurpassed in our own strength and
14 vitality.

15 My work on behalf of cancer research has prepared
16 me to participate knowledgely on the Regents Health Service
17 Committee, on which I currently serve as Vice Chair, and I am an
18 active member of the Committee on Educational Policy, for which
19 my background as a teacher and my experience in the L.A. Unified
20 School District has prepared me also to contribute.

21 I am a member of the Regents Investment
22 Committee, and I believe that my experience running a large
23 corporation has prepared me to fulfill the fiduciary
24 responsibilities of that Regent's task, to manage the
25 University's very substantial assets.

26 Finally, I believe that my professional
27 background in the entertainment industry has given me valuable
28 skills in communicating ideas and information effectively

1 through the media, which will prove as an asset to the
2 University and the people of California.

3 In conclusion, my commitment to the University of
4 California is as great as anything I have ever undertaken in my
5 life. It is my sincere hope that my appointment will be
6 confirmed so that I can continue to serve the University to the
7 utmost of my ability and do my part to make it an even greater
8 resource for the State of California.

9 I thank you for your time.

10 CHAIRMAN BURTON: Senator Knight.

11 SENATOR KNIGHT: As you indicated, Mr. Chairman,
12 this is the perfect candidate, so therefore, I don't see how we
13 can have any questions.

14 MS. LANSING: Thank you, thank you.

15 CHAIRMAN BURTON: How mellow we get.

16 Senator Hughes.

17 SENATOR HUGHES: You're really in trouble.

18 I admire you and the previous candidate for your
19 involvement in health issues because it's all about people, and
20 it's all about people staying alive and well and having a good
21 quality of life.

22 I am concerned and interested in knowing what you
23 are doing, and are you on the task force that monitors this?
24 There was task force whose work was to be completed by the year
25 2000. I don't know whether you know the answer to this or not,
26 the Task Force on Admissions to Medical School?

27 MS. LANSING: Well, I know that we're trying very
28 much to do outreach programs to reach into the medical

1 communities to recruit more minority students. And it is very
2 concerning, the drop in minority admissions.

3 And I think it brings back the need for more
4 outreach programs, and to educate people as to what is available
5 to them, and in particular the medical area, to train more
6 doctors from minority groups.

7 SENATOR HUGHES: How important do you think it is
8 to have physicians who reflect the ethnicity of the population,
9 majority population, not only the language barriers, but the
10 cultural --

11 MS. LANSING: I think it's very important,
12 because being a physician requires more than just medical
13 knowledge. It also requires human knowledge, and it requires
14 being able to relate to the patient. And if you don't speak the
15 same language, you have a tremendous barrier, and you cannot
16 give them the comfort.

17 There's enough research to show that patients
18 need to trust their doctor. And if they trust their doctor,
19 often their healing process is quicker.

20 So, I think it's extremely important. And I
21 think we must continue our outreach programs.

22 SENATOR HUGHES: In face of the passage of SB 1,
23 there have been rumblings. I understand that there's some
24 possibility of changing and softening that language so that
25 people are not so fearful of not being admissible so they don't
26 even apply.

27 How do we correct that? How do we get everybody
28 who wants to be a physician, everybody who wants to be a lawyer,

1 everybody who wants to go to a professional school, to look
2 first at the University of California, and then maybe second to
3 other institutions? How do we get that?

4 MS. LANSING: I am a big believer in the outreach
5 programs. I believe that a lot of the initiatives that are
6 being presented in the budget, such as working with the teachers
7 to raise the quality of K through 12 education, also giving
8 special AP classes for certain students, educating them in math
9 and English, all of that is extremely important so that UC works
10 in a partnership with the K through 12 schools.

11 In addition, I believe that we also have to work
12 with the counselors at the schools so that they work
13 individually with the students.

14 Then, when all of that, simultaneous with all of
15 that, I believe that we have to communicate our message
16 better. And I believe that there are other ways that we can do
17 it. And I think that, for example, one of things that I've been
18 thinking about and have been trying to figure out a way to
19 implement is communicating our message like we communicate a
20 message in a movie, and selling the University, and letting
21 people know what the University is.

22 Perhaps through PSAs, public service
23 announcements. Perhaps getting alumni to talk about the school.
24 Having films that would be shown, you know, in the high school,
25 maybe even in movie theaters.

26 I don't have all the specifics of it yet, but I
27 think this is untapped area because we need to educate the
28 parents and educate the students so that they know that they are

1 welcome, and that they can apply, and how to do so.

2 SENATOR HUGHES: I'd like to move the nomination.

3 CHAIRMAN BURTON: Sherry, did you bring your
4 family up?

5 MS. LANSING: No, they're in school. My
6 husband's working, and my son's in school.

7 CHAIRMAN BURTON: I'd rather see your husband in
8 school and your son work.

9 Witnesses in support?

10 MR. PURSLEY: Peter Pursley on behalf of the
11 University of California Student Association.

12 At our board meeting last weekend, the board
13 voted unanimously to endorse the candidacy of Ms. Lansing.
14 She's done an outstanding job. She's there. We don't doubt her
15 commitment, and we're looking forward to her helping to change
16 the direction of this Board.

17 Thank you.

18 CHAIRMAN BURTON: Any witnesses in opposition?

19 Moved by Senator Hughes. Call the roll.

20 SECRETARY WEBB: Senator Hughes.

21 SENATOR HUGHES: Aye.

22 SECRETARY WEBB: Hughes Aye. Senator Knight.

23 SENATOR KNIGHT: Aye.

24 SECRETARY WEBB: Knight Aye. Senator Lewis.

25 Senator Burton.

26 CHAIRMAN BURTON: Aye.

27 SECRETARY WEBB: Burton Aye. Three to zero.

28 CHAIRMAN BURTON: Keep the roll open for Senator

1 Lewis.

2 Congratulations.

3 [Thereafter, SENATOR LEWIS
4 added his Aye vote, making the
5 final vote 4-0 for confirmation.]

6 CHAIRMAN BURTON: Judith Hopkinson.

7 Senator O'Connell was to introduce Regent
8 Hopkinson. Because of a severe illness in his wife's family, he
9 will not be present. So, his thoughts are with you as our
10 thoughts are with his parents.

11 MS. HOPKINSON: Thank you.

12 Good morning, Senators. It is an honor to come
13 before you today for consideration for appointment to the Board
14 of Regents of the University of California, our country's most
15 prestigious public institution of higher education.

16 I am fortunate to be a graduate of the University
17 of California at Berkeley, and to be a beneficiary of the
18 excellent University system and California's commitment to
19 excellence in higher education.

20 The challenges that we face over the next decade
21 in maintaining this excellence and meeting the needs of our
22 young people are significant. There are three issues that I
23 think are overwhelming in that regard that I will be devoting my
24 energies to. That I believe there are many opportunities in
25 those challenges.

26 The first is accommodating the more than 40
27 percent increase in our enrollment projected for the next
28 decade, while maintaining and enhancing the education of our

1 University. This is a daunting task.

2 I was at the University in the '60s when there
3 was a similar but not nearly as large a challenge facing the
4 University. And I believe that the State of California will
5 meet that challenge, but it's going to take the dedication and
6 resources of a lot of people to do that, and a lot of attention
7 and commitment.

8 And I believe that the people in this room,
9 including myself, are prepared to do that.

10 Second, providing opportunities for all of the
11 state's young people, achieving diversity, is of critical
12 importance. We have a state with demographics that are very
13 different than they were a decade ago, and decade from now will
14 be very different. And it's our responsibility to have a
15 University system that has a student population that represents
16 the diversity of our state. And we need to take whatever action
17 is appropriate and necessary to achieve that diversity.

18 Third, retaining the quality of our patient care
19 at our teaching hospitals, and the financial hospitals -- and
20 the hospitals' financial health in the face of the changing
21 business of medicine is an additional challenge that we are just
22 beginning to see, part of which was manifested in the
23 Stanford-UC San Francisco merger. And it's going to be
24 compounded as the months and years go forward.

25 What contribution can I make to helping the
26 Regents and the University of California successfully meet these
27 challenges? My years in the public sector, including five years
28 on the California Transportation Commission, as well as ten

1 years in the public arena, both in San Francisco and in
2 Pasadena, provide me with a background to operate in a very
3 public arena, dealing with issues that have significance and
4 impact on many people, and an environment where resources are
5 limited and must be strategically used to accomplish the
6 mission.

7 My experience both as an entrepreneurial business
8 owner and a corporate executive at a large national financial
9 services company provides me with the perspective of the
10 business aspects of the very large diverse organization that is
11 the University of California today.

12 How do I see my role as a Regent? The Regents
13 have a responsibility to establish strategic and policy
14 direction, provide oversight for all the University's
15 activities, and align our policies and strategies and budgets to
16 achieve our goals. This sounds a little Pollyannish, but I do
17 not believe we ought to be involved in day-to-day administration
18 of the University. That the role of the President and the
19 Chancellors at our Universities are key in that regard, and we
20 should depend on their effectiveness to do that.

21 For the University to continue to be the high
22 quality education that we have today, we must all jointly -- the
23 Governor, the Legislature, we as Regents, the President, the
24 Chancellors, the faculty and students -- work together in a
25 committed fashion over the next decade.

26 I am grateful to both the Governor and the
27 Legislature for the emphasis that has been placed on our
28 educational system in recent months and years, and I believe

1 that is the attention and focus that's needed throughout the
2 next decade.

3 Based on my background and my commitment to
4 provide the time and intellectual resources that are needed to
5 perform as a Regent, I believe that I can make a valuable
6 contribution to the University of California. And I thank you
7 for your consideration.

8 CHAIRMAN BURTON: Thanks for reminding me of an
9 issue that I forgot to ask the other two Regents about, the
10 UC-Stanford merger, which I did not like from the get-go, but
11 was convinced by people that I respect, who I'm sure know a lot
12 more than I do about a lot of things, that it might work.

13 Where is that?

14 MS. HOPKINSON: The merger has effectively been
15 terminated, and we are in the unwinding process.

16 CHAIRMAN BURTON: Tell me about the unwinding
17 process.

18 MS. HOPKINSON: Well, the entity that has been
19 created, or was created, for the merger is an independent group
20 which has representatives from Stanford, from UC, and outside
21 directors. They have the responsibility for unwinding that.

22 However, obviously, the University staff is
23 intimately involved in that. They've developed a program, and
24 the indications are that that may be able to have effectuated, I
25 believe, as early as March, but probably not until sometime in
26 June.

27 CHAIRMAN BURTON: And who's going to make sure
28 that the University's assets that were put into this are fully

1 protected? How is that going to be done?

2 MS. HOPKINSON: We have a group, and Sherry
3 Lansing is on that committee, the Health Services Committee,
4 that is very active. Two members of that committee serve on the
5 Board of Directors of that corporation. And we receive regular
6 reports and have some pretty significant interaction at Regents
7 meetings on that.

8 The President's Office, obviously, also has
9 people that are very focused on it.

10 CHAIRMAN BURTON: And there is a plan that was
11 adopted either by the Regents or by the entity?

12 MS. HOPKINSON: By the entity.

13 CHAIRMAN BURTON: And that's a public document, I
14 guess?

15 MS. HOPKINSON: I would presume it is. I would
16 have to check that, but I presume that's a public document.

17 CHAIRMAN BURTON: Because, I mean, my concern is
18 that the whole way this was put together, and I would hope that
19 the Regents never again get involved in something like this
20 without really looking into it, because it was an absolute
21 steamroller thing.

22 In my mind's eye, I see two or three people,
23 after some conference, smoking their cigars, walking outside and
24 saying, "Wouldn't this be a wonderful thing for us or for
25 somebody?" And they put it together, little public input, and
26 when it's all over, all of a sudden, Stanford, in my judgment,
27 for whatever reasons, decided, well, it's not as good for us as
28 we thought it would be. And then, next thing we know, it's out.

1 I just am going to be very curious as to how much
2 or how many of the state's assets that were put into this are
3 either lost or diminished.

4 It's about the third time in my life I didn't
5 follow my gut, and my gut proved to be a lot better than my
6 brain was on the thing.

7 Maybe, Steve, if you could check, see about that
8 plan or whatever, because one of the things that we're
9 considering doing once they get an Auditor General, or maybe
10 before, is have the Audit Committee look at it, you know, to see
11 what's going on.

12 Because the way it was put together, you know --
13 who chaired the entity, Isaac? Who really was a Stanford guy
14 and was more interested in Stanford than he was in the entity,
15 in my judgment. And I like Isaac all right, but the thing
16 seemed, in my judgment, to have been put together for reasons
17 other than "this would be great." I think the tangential thing
18 was, "this will be great for health care in general," or
19 whatever, and I think it was kind of an ego trip on the part of
20 Casper Isaac and God knows who else.

21 So, we're very interested in following up on
22 that. I'm really interested in seeing if anything like that
23 ever is brought to the Regents' attention. What is it, do
24 something in haste and repent in leisure? Haste makes waste,
25 anyway.

26 Senator Hughes.

27 SENATOR HUGHES: You are facing a twelve-year
28 term. You are an architect.

1 What is your vision for twelve years from now for
2 the University of California?

3 MS. HOPKINSON: Twelve years from now, I see us
4 at a place where we will have a student body of 210,000 people,
5 with an additional campus in Merced serving a very underserved
6 area, with a more creative in ways that we can't articulate
7 today programs for bringing students into the fold that have
8 historically been excluded from the University.

9 And I think the University of Merced today is
10 starting some of those programs by having remote campus
11 facilities in locations that are other than at a main campus.

12 SENATOR HUGHES: So, this way you will embrace
13 the rural population?

14 MS. HOPKINSON: Yes, very much so, urban
15 population that has traditionally not had students come to the
16 University in the numbers that represent their population in the
17 State of California.

18 SENATOR HUGHES: In light of SB 1, how do you
19 become more attractive to the growing ethnic communities that
20 occupy our state, because they've been scared off? Many of them
21 are going to the East Coast or southern universities, and
22 you're the first Regent that we've interviewed that's a product
23 of the UC system.

24 How do you make sure that the rest of the people
25 who now occupy our state have the wonderful opportunity that you
26 had?

27 MS. HOPKINSON: I, as a student of California,
28 was a student from a school district that didn't historically

1 send people to the University of California. And at that time,
2 there were no outreach programs. And coming to Berkeley as a
3 student from that kind of environment was incredibly
4 intimidating.

5 And the University, at the size we currently are,
6 are very difficult for people to feel comfortable making that
7 kind of move.

8 I think we need to do a tremendous amount more in
9 dealing with junior high and high school students, not only in
10 preparation, but in familiarity with the University, and
11 introducing them to the University at a very early age so they
12 don't have that discomfort, and they will feel that they have
13 the opportunity and can come to the University, and will be
14 welcome at the University.

15 And certain individual campuses have started some
16 of those programs on a small basis. We just need to do a lot
17 more of it, and we need to focus on that. And we need to
18 provide the economic assistance to those students so that they
19 will be able to come to the University.

20 And once they have been accepted, we need to be
21 sure that they do come. Currently, our acceptance to enrollment
22 ratio is around 50 percent.

23 SENATOR HUGHES: All right, acceptance is fine.
24 It's like being accepted to the Padres for team.

25 Who's going to keep you there if your batting
26 average who's? Going to keep you there and see that you do
27 finish and you do get a degree? What do we need there?

28 The elementary, the junior high, and the high

1 school teachers help you get there. Now you're there. What
2 happens to you?

3 MS. HOPKINSON: I believe that some of the
4 programs that were eliminated when we had the financial crisis
5 that we had earlier in the '90s could be very effective if
6 reinstated. Those include counselling and tutoring.

7 I happen to be a graduate of the School of
8 Architecture, and I have been working with some of the folks in
9 the School of Architecture. And they were very, very supportive
10 of those programs, which are no longer in existence in the
11 School of Architecture as a professional school. And we're
12 hoping to reinstate some of those on a small basis at the
13 University of California at Berkeley.

14 SENATOR HUGHES: What are you going to do as a
15 Regent to see that that happens?

16 MS. HOPKINSON: I am going to bring that forward
17 at every opportunity I have, and focusing on where we're putting
18 our resources to be sure that we can do that kind of thing.

19 SENATOR HUGHES: Thank you.

20 CHAIRMAN BURTON: Why do you think it is that
21 people are accepted and then don't go? Other offers, other
22 things? If the percentage is real high, there must be kind of a
23 basic reason.

24 MS. HOPKINSON: I think part of the reason is
25 that private universities offer financial assistance to those
26 students more significant than the University of California.
27 And they also have a very aggressive recruitment program for
28 those students.

1 Our program is not as intensive as those private
2 institutions.

3 SENATOR KNIGHT: I don't have any questions.

4 SENATOR HUGHES: Move the nomination.

5 CHAIRMAN BURTON: Moved by Senator Hughes.

6 Do you have any family?

7 MS. HOPKINSON: I do not have any family with me
8 today, thank you.

9 SENATOR HUGHES: We have strong people here.
10 They can stand on their own.

11 CHAIRMAN BURTON: But don't you think it's kind
12 of an insult to the Committee that nobody thought enough about
13 us to bring anybody here?

14 [Laughter.]

15 SENATOR HUGHES: No. By this time they're
16 adults. They've come this far.

17 [Laughter.]

18 CHAIRMAN BURTON: Any witnesses in support?

19 MR. PURSLEY: Again, on behalf of the University
20 of California Student Association, the statewide official
21 student representative body, the board has also endorsed
22 Ms. Hopkinson's candidacy unanimously.

23 Her commitment and her appreciation of the
24 challenge of Tidal Wave Two particularly stands out.

25 We also appreciate her willingness, as she said,
26 quote, "take any action necessary to address these diversity
27 problems."

28 We welcome her to the Board and hope that, again,

1 she will contribute to that new direction.

2 CHAIRMAN BURTON: And you are?

3 MR. PURSLEY: Peter Pursley, with the UC Student
4 Association.

5 CHAIRMAN BURTON: Which is?

6 MR. PURSLEY: The official statewide body that
7 has representatives from each undergraduate, graduate, and
8 professional school.

9 CHAIRMAN BURTON: You're like a staff person?

10 MR. PURSLEY: I'm the staff person. Students are
11 hard to get up here.

12 CHAIRMAN BURTON: Have you got any family in the
13 audience?

14 [Laughter.]

15 MR. PURSLEY: I've got a Queensland heeler at
16 home, but she's not here.

17 CHAIRMAN BURTON: Anybody in opposition?

18 Moved by Senator Hughes. Call the roll.

19 SECRETARY WEBB: Senator Hughes.

20 SENATOR HUGHES: Aye.

21 SECRETARY WEBB: Hughes Aye. Senator Knight.

22 SENATOR KNIGHT: Aye.

23 SECRETARY WEBB: Knight Aye. Senator Lewis.

24 Senator Burton.

25 CHAIRMAN BURTON: Aye.

26 SECRETARY WEBB: Burton Aye. Three to zero.

27 CHAIRMAN BURTON: Keep the roll open for Senator
28 Lewis.

1 Thank you and congratulations.

2 [Thereafter, SENATOR LEWIS
3 added his Aye vote, making the
4 final vote 4-0 for confirmation.]

5 CHAIRMAN BURTON: Odessa Johnson.

6 I guess you're here also, Senator. Do you want
7 to come up, and Assemblyman Cardoza.

8 Senator Monteith, for a few words of
9 introduction, then Assemblyman Cardoza.

10 SENATOR MONTEITH: Chairman Burton and Rules
11 Committee Members, first of all, it's a pleasure to be here to
12 support Governor Davis in the appointment of Odessa Johnson to
13 the UC Regents.

14 She has, I believe, a very unique background in
15 coming out of South Carolina, and understanding what it takes to
16 go to school because she's had to go on scholarships. She's
17 worked her way through.

18 She came to California, and after she received
19 her M.A. from Columbia University, and her B.S. at Tennessee
20 State University, she came to California, to Modesto, in 1962,
21 and she taught at Modesto High School. From there, she worked
22 her way and continued to improve her skills, and she ended up at
23 Modesto Junior College. And over a period of time, she is now
24 Dean of Community Education.

25 She also has been on the Modesto High School
26 Board for three terms. So, she's been on both sides of the
27 question of education, from an educator and also from the Board
28 and having to make some of the tough decisions.

1 She's also served on the California State
2 Stanislaus State Advisory Board. She's a strong advocate in
3 vocational training and various programs.

4 And I think with the challenge that we have here
5 in California today, with the growth that we are going to have,
6 she has the experience, she has the talent in addressing the
7 diversified needs that we have in reaching out and understanding
8 what it's going to take to serve our young people throughout
9 California.

10 So, it's definitely my pleasure to be here today
11 in support of Odessa Johnson.

12 CHAIRMAN BURTON: Thanks, Senator.

13 Dennis.

14 ASSEMBLYMAN CARDOZA: Thank you, Senator Burton.

15 It's truly my pleasure to be here on behalf of my
16 friend of many years, Odessa Johnson. She is a tremendous lady.

17 And as we've seen with the prior applicants to
18 this position today -- we've had business people who've done
19 great works, philanthropic works. We've had an architect.

20 We have today before us an architect of
21 children's minds. And Odessa has done just a fantastic job in
22 working with our area youth in a volunteer basis and a
23 professional basis as well.

24 We've talked a lot about diversity, or you have
25 talked a lot about diversity today.

26 Diversity in our area is something that we really
27 need. We need to take these children that Odessa's been working
28 with for a number of years and get them into the University of

1 California. She has first-hand knowledge of this problem.

2 In our area, we have 2.5 percent of the
3 population actually attends UC, much lower than the statewide
4 average. Odessa's going to be there to help the Regents
5 understand this problem in a very first-hand way.

6 I encourage her confirmation.

7 MS. JOHNSON: Thank you.

8 Good morning. I'm honored to have been appointed
9 by Governor Davis as a University of California Regent. I am
10 passionately committed to the University's mission as a public
11 research university and provider of top quality academic
12 programs for a growing number of students.

13 To me, this is far more than a prestigious
14 appointment. It is a long-term commitment to help advance the
15 academic and the research needs of the citizens of this great
16 state and the world.

17 The occasion of this appointment comes at a time
18 in my personal and professional life when I am most able to
19 devote the full energy, extent of my energy, enthusiasm, and
20 expertise toward a new position of leadership. I will retire
21 from my professional position at Modesto Junior College at the
22 end of the school year, and bring to the Regents a depth and
23 breadth of experience that stems from more than 37 years of
24 education as an administrator, instructor, advisor, and
25 counselor at the high school as well as the community college
26 levels.

27 Since 1991, I have been in the public policy
28 arena as a Trustee of the Modesto City School Board,

1 representing grades K through 12.

2 While my long-term goals include a plan to be
3 responsive to the entire spectrum of issues facing the
4 University, and to support policies and programs in the best
5 interest of students and staff, including the challenge of Tidal
6 Wave Two, retaining the long-term viability of the high quality
7 of our hospitals and medical education, and UC's involvement in
8 the improvement of the K through 12 schools, my short-term goals
9 include three areas where I feel my background and experience
10 will allow me to make the greatest contributions to the Regents.

11 First of all, community college transfers. As we
12 consider ways to accommodate Tidal Wave Two and the addition of
13 60,000 additional students over the next 10 years, and as we
14 struggle with diversity issues on our campuses, I believe the
15 community colleges can play a vital role in accommodating growth
16 as well as access to the University. The open door policy of
17 the 107 California community colleges provides equal access to
18 higher education and eventual transfer to the University for all
19 students who meet eligibility requirements. This open door
20 should provide the necessary academic support and motivation for
21 students to access the University.

22 What I believe to be missing on a number of
23 occasions on our campuses is a message that reads, "The
24 University of California can also be within your reach."

25 The Master Plan ratio of 40-60 lower division to
26 upper division students provides more than ample space for
27 community college transfers, which would not close the door for
28 any eligible students planning to attend the University, if not

1 as their first choice, but to a campus of the University.

2 Enhancing transfer must be a priority for the
3 University. I will advocate for and support continued
4 refinement of transfer agreements and increased attention to
5 encourage and assist potential students in making a smooth
6 transition from the community college to the University. As a
7 Regent, I hope to personally assist in some campus and community
8 outreach.

9 Student and staff diversity is another issue that
10 is of concern to me. Since SB 1 and 2, and Proposition 209,
11 there has been state and nationwide concern regarding their
12 impact on campus diversity as well as campus climate. In 1970,
13 white non-Hispanics accounted for almost 80 percent of the
14 state's population. Today, they account for approximately
15 half, with the other half accounting for most of the
16 underrepresented population. By 2020, Latinos will be the
17 single largest ethnic group in the state.

18 The sheer size of the state's underrepresented
19 population has important implications for all of us in
20 education. Our competitiveness in the global economy, as well
21 as the quality of life we all expect to receive, will depend on
22 the level of education of our future generations. Therefore,
23 without compromising the quality of our academic programs, we
24 must continue to improve opportunity for underrepresented
25 students to achieve eligibility and enroll at campuses of the
26 University.

27 Model curriculum standards for K through 12 have
28 added new graduation requirements for all students, therefore

1 assuring in future years a larger pool of underrepresented
2 students. In the meantime, we must continue to look for ways to
3 bolster our outreach programs and work toward a seamless
4 transition from K through 12 to the University.

5 Experiencing a variety of interactions with
6 diverse groups is critical to a well-rounded quality education
7 that prepares students for living and working not only in
8 diverse communities, but throughout the world.

9 I will continue to support aggressive outreach
10 efforts for all levels of education within the University,
11 undergraduate and graduate, to include the Schools of Law and
12 Medicine.

13 The University of California at Merced is another
14 goal that I hope to help the University achieve. I'm extremely
15 pleased that the Regents have chosen to locate the tenth campus
16 in Merced, and overjoyed at the Governor's commitment and plan
17 to speed up the opening of the campus.

18 Currently, only three percent of students
19 graduating from high schools in the Valley, although six percent
20 are eligible, attend the University, compared to other areas of
21 the state. UC Merced will expand the horizons of students in
22 the Valley as well as provide what is now being called an engine
23 for economic growth for the region. Already, outreach efforts
24 are bringing the vision of this new campus to Valley students.
25 I will continue to advocate for and support the opening of this
26 campus.

27 Also, living in the Valley affords me a great
28 opportunity to provide additional visibility and support for the

1 campus. I have consented to become a member of the UC Merced
2 Foundation, and have helped their fund developer become
3 acquainted with people in the Modesto community.

4 This is a renewal of the best of times for the
5 University, and I am pleased to be able to assist in maintaining
6 the excellence this University has enjoyed throughout the years,
7 and I appreciate being here today.

8 CHAIRMAN BURTON: I have a few questions that are
9 not necessarily related.

10 Do you remember a guy named Charley Spencer who
11 was on the Modesto School Board?

12 MS. JOHNSON: I sure do.

13 CHAIRMAN BURTON: Is he still alive?

14 MS. JOHNSON: He died a couple years ago.

15 CHAIRMAN BURTON: He ran for the Assembly against
16 Jack Veneman.

17 MS. JOHNSON: That's right.

18 CHAIRMAN BURTON: John became a judge.
19 Before your time, Monteith.

20 [Laughter.]

21 SENATOR MONTEITH: You and I are the same age,
22 John.

23 CHAIRMAN BURTON: Is Modesto JC the only
24 community college that still calls itself a junior college?

25 MS. JOHNSON: I think there might be one more in
26 the state, but we are far between community colleges.

27 CHAIRMAN BURTON: Do you still have the Modesto
28 Relays?

1 MS. JOHNSON: We have revived the Modesto Relays
2 in a very, very big way this past year. It died off for a
3 little bit, but now Mr. Moore is back in the leadership
4 somewhat, along with the Save Mart folks, and so we had a really
5 great relay this year.

6 CHAIRMAN BURTON: Do you still have the Modesto
7 JC Basketball Tourney?

8 MS. JOHNSON: Every holiday. We didn't win this
9 year.

10 CHAIRMAN BURTON: I've got nothing more from me.

11 [Laughter.]

12 CHAIRMAN BURTON: Are you still water, well
13 contentment and health? Okay.

14 SENATOR HUGHES: In view of the fact that she's a
15 member of my sorority, I'd like to move her nomination.

16 SENATOR KNIGHT: I certainly enjoyed the history
17 lesson.

18 ASSEMBLYMAN CARDOZA: Senator, I think she
19 brought family today.

20 CHAIRMAN BURTON: Just a couple more questions.
21 Ask something about UC education.

22 Would you like to introduce your family?

23 MS. JOHNSON: I think I brought enough family for
24 everybody.

25 First of all, I'd like to introduce my brother,
26 who works for the State of California, Department of
27 Corrections, James Peterson, and his friend, Ollie Shay. Please
28 stand.

1 And then, I also brought one of my students from
2 one of my early days in education, and one I certainly hope to
3 motivate to enter one of the first EOPS programs San Jose State
4 University. It's not the University of California, but she's a
5 good person, Bernice Metcalf and her daughter, Miklin, from
6 Modesto.

7 Then I also have a Merced delegation, because I
8 am now an adopted person in Merced, California. I'd like to
9 introduce Lou Braxton and Larry Johnson, some strong supporters
10 from Merced.

11 CHAIRMAN BURTON: I hope you all bought property
12 on the outskirts of the campus.

13 [Laughter.]

14 CHAIRMAN BURTON: Any witnesses in support.

15 MR. PURSLEY: One last time, for the University
16 of California Student Association, the board also unanimously
17 voted to endorse this candidate.

18 We believe that Ms. Johnson brings exceptionally
19 important experience, a great awareness of the transfer issue.
20 Her sensitivity and courage to articulate the diversity
21 concerns, as have other candidates, all tell us that she will
22 serve the University well.

23 And we hope that, very shortly, that the new
24 Board, once these candidates are confirmed, will face this issue
25 of diversity and hopefully have the courage to revisit the issue
26 of SB 1 and SB 2, and the problems that are associated with
27 their passage.

28 This is equally important to the merger in terms

1 of the necessity to take a fresh look.

2 Thank you.

3 MR. ORTEGA: Good morning. My name is Raul
4 Ortega. I'm the Commander of the American GI Forum in the
5 Central Valley.

6 I'm here on behalf to support Odessa Johnson.
7 She happens to be an old friend of mine. And as it's been said,
8 she has a spirit of education. She has done tremendous work in
9 our community. Has worked with youngsters, families, and down
10 the line.

11 So, I'm very proud to be here on her support.
12 Thank you.

13 MS. METCALF: Good morning. My name is Venesse
14 Metcalf, and I am the Director of Staff Diversity for Yosemite
15 Community College District, which is Modesto Junior College and
16 Columbia.

17 As Odessa said, I first met her in 1962 at the
18 age of 11 years old, who has been a very mentor, a very fine
19 friend, and certainly one who has encouraged education from
20 every level.

21 And it's certainly a pleasure to be here in
22 support of Odessa for an appointment with the Board of Regents,
23 and certainly has shown her a level of commitment to education,
24 particularly to those students who have been underrepresented.

25 So, I could not think of a finer person to serve
26 in that capacity, and to look out for all of the things that we
27 talk about when we talk about diversity as it relates to
28 employment issues, or as it relates to admissions, retention, et

1 cetera.

2 So, I'm very happy to be here and support her.

3 CHAIRMAN BURTON: Any witnesses in opposition?

4 Moved by Senator Hughes. Call the roll.

5 SECRETARY WEBB: Senator Hughes.

6 SENATOR HUGHES: Aye.

7 SECRETARY WEBB: Hughes Aye. Senator Knight.

8 SENATOR KNIGHT: Aye.

9 SECRETARY WEBB: Knight Aye. Senator Lewis.

10 Senator Burton.

11 CHAIRMAN BURTON: Aye.

12 SECRETARY WEBB: Burton Aye. Three to zero.

13 CHAIRMAN BURTON: Keep the roll open for Senator
14 Lewis.

15 Congratulations.

16 [Thereafter, SENATOR LEWIS

17 added his Aye vote, making the

18 final vote 4-0 for confirmation.]

19 [Thereupon this portion of the

20 Senate Rules Committee hearing was

21 terminated at approximately 10:45 A.M.]

22 --ooOoo--

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CERTIFICATE OF SHORTHAND REPORTER

I, EVELYN J. MIZAK, a Shorthand Reporter of the State of California, do hereby certify:

That I am a disinterested person herein; that the foregoing transcript of the Senate Rules Committee hearing was reported verbatim in shorthand by me, Evelyn J. Mizak, and thereafter transcribed into typewriting.

I further certify that I am not of counsel or attorney for any of the parties to said hearing, nor in any way interested in the outcome of said hearing.

IN WITNESS WHEREOF, I have hereunto set my hand this 13th day of January, 2000.


EVELYN J. MIZAK
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SENATOR JOHN LEWIS, Vice Chair

SENATOR TERESA HUGHES

SENATOR WILLIAM KNIGHT

SENATOR JACK O'CONNELL

STAFF PRESENT

GREG SCHMIDT, Executive Officer

PAT WEBB, Committee Secretary

NETTIE SABELHAUS, Consultant on Governor's Appointments

GINA STAMPS, Consultant to SENATOR LEWIS

FELICE TANENBAUM, Consultant to SENATOR HUGHES

CHRIS BURNS, Consultant to SENATOR KNIGHT

ALSO PRESENT

DEE DEE J. MYERS, Trustee
California State University

CHARLES B. REED, Chancellor
California State University

BOB GURIAN
California Faculty Association

INDEXPage

Proceedings 1

Governor's Appointees:

DEE DEE MYERS, Trustee
California State University 1

Background and Experience 1

Questions by CHAIRMAN BURTON re:

Operating Costs for Year-Around
Campuses 4

Questions by SENATOR LEWIS re:

Level of Fees 4

Influence of Lower Fees on
Projected Tidal Wave Two 5

Response by CHANCELLOR CHARLES REED 6

SAT Tests 6

Definition of Is 7

Questions by CHAIRMAN BURTON re:

Relevancy of SAT Scores 7

Response by CHANCELLOR REED 8

Geometry and College Success 8

Questions by SENATOR HUGHES re:

Need to Coordinate UC and CSU
Outreach Efforts 9

Response by CHANCELLOR REED 10



Questions by CHAIRMAN BURTON re:

Timeliness of Applications11

Motion to Confirm11

Witness with Concerns:

BOB GURIAN

California Faculty Association11

Committee Action13

Termination of Proceedings13

Certificate of Reporter14



P-R-O-C-E-E-D-I-N-G-S

--ooOoo--

CHAIRMAN BURTON: Governor's appointee appearing today, Dee Dee Myers, Trustee at the California State University.

MS. MYERS: Good morning, Senator Burton, Members of the Committee.

First of all, let me say I'm thrilled to be here this morning, and I had the chance to meet with several of you yesterday. I don't think we need to rehash those conversations.

But I did want to take a minute to talk a little bit about the challenges I see facing the CSU, what I would hope to do about them as a Trustee, and why I hope that you'll confirm me. And then, obviously, you may have some questions that you want to ask me.

First, I'm thrilled that the Governor appointed me to this Board. I think that certainly the state has an economic interest in education. Every dollar invested reaps huge rewards. I hope that we'll continue to do that, and every indication is, of course, we will.

In addition, I think nothing does more over the course of someone's life to both expand their opportunities and increase their earning potential, and just shape their lives than four years of college. So, I think the state has a moral obligation as well to educate its people. I think the CSU's done an outstanding job of that over the years, providing access to students regardless of race, income, geography, and I would like to see that continue.

1 In spite of all the CSU has done, I think the
2 system faces a number of very significant challenges,
3 particularly access. Continuing to provide access to all
4 students demands increased training and recruiting of teachers,
5 and finally, improving K-12 education and preparing students for
6 college.

7 On access, as you all know, we're facing
8 something called Tidal Wave Two, which means the children of
9 baby boomers are reaching college age, and the system, from UC
10 to Cal. State to the community colleges, is facing a huge surge
11 in the enrollment. The CSU alone is anticipating 130,000 new
12 full time students over the course of the next decade. That
13 means roughly 12-13,000 students a year, or the equivalent of a
14 medium sized CSU campus. We obviously can't afford to build a
15 new campus every twelve months, so we have to find new and
16 creative ways to expand access.

17 The budget that we passed, that the Board of
18 Trustees passed this year, the first time in which I voted, does
19 a number of things to address this, including expanding
20 off-campus centers and using new technical means to reach out to
21 more students.

22 In addition, we need to -- there are four
23 campuses right now that have year-around operations. The fifth,
24 Humboldt, will start year-around operations this year, and I'd
25 like to see year-around operations expanded system wide. That's
26 something that Chancellor Reed has championed, and I support his
27 efforts in this area. Again, we can't afford to build a new
28 campus every twelve months, so we have to make the best use of

1 the existing resources that we have. Year-around operations
2 would certainly do that.

3 Finally, I think financial aid is a critical part
4 of access. I don't think any student who wants to go to college
5 and is eligible for college should be denied access simply
6 because he or she can't afford it. So, financial aid is a
7 critical component of access.

8 In addition, the second challenge facing the CSU
9 that I see is recruiting and training teachers. We all know
10 there's a huge shortage of teachers in this state. Training
11 teachers is central to the CSU's mission. We already train
12 about 60 percent of the state's teachers. We need to continue
13 to expand on that. We need to look for innovative ways to do
14 that. I think the CSU's doing that.

15 And finally, the CSU needs to play a key role in
16 improving K-12 education statewide. One of the ways to do that,
17 clearly, is to bring more teachers, to train more teachers, and
18 to bring teachers who are working on emergency credentials to
19 the full credentialled position.

20 But we also have to partner more with both high
21 schools, junior high schools, community colleges, to help
22 prepare students for college, and to let them know what their
23 options are. This, I think, increases, raises their horizons.
24 It helps prepare them, and probably reduces the need for
25 remedial education once they get to the CSU, which, as you know,
26 has been a challenge that we faced in recent years.

27 So, those are the challenges that I see. I think
28 the CSU has done a tremendous amount already down this path.

1 I'd like to be part of finding additional solutions, and I hope
2 you'll see fit to confirm me.

3 And I'd be happy to answer any questions that you
4 might have about any of the issues that we face.

5 CHAIRMAN BURTON: If you go statewide so that
6 takes care of capital outlay problems, what's it do as far as --
7 would you know this, or maybe, is it Charles or Chuck?

8 [Laughter.]

9 CHAIRMAN BURTON: You know, in other words, add
10 more instructors and professors?

11 MS. MYERS: To go to year-around operation?

12 CHAIRMAN BURTON: Yes.

13 MS. MYERS: Well, I think you definitely would
14 need some increase in the number of teachers. Some teachers,
15 some faculty might be interested in teaching in that extra
16 semester in the summer. You'd have to compensate them for that.

17 But the cost facilities-wise is fairly minimal
18 because even in the summer --

19 CHAIRMAN BURTON: I know that. I was thinking of
20 what the operating costs would be.

21 There would be, in other words, the operating
22 cost would be something, but it would save on future capital
23 outlay, I guess? Everybody's nodding their heads.

24 Senator Lewis.

25 SENATOR LEWIS: Good morning.

26 MS. MYERS: Good morning, Senator.

27 SENATOR LEWIS: I wanted to ask you, what's your
28 position on where the level of fees are right now. I guess

1 since 1990, fees have been raised over 50 percent.

2 Do you think they're at a level right now that's
3 fair, or should they be lowered?

4 MS. MYERS: Well, they were lowered, as you know,
5 last year by --

6 SENATOR LEWIS: Five percent.

7 MS. MYERS: Right, five percent for graduate
8 students, ten percent for undergrads, if I'm not mistaken.

9 And if I compare the CSU to 15 comparable
10 institutions around the country, we're about less than half the
11 average in terms of the cost.

12 I think the cost right now is the fair. I
13 wouldn't be against looking at a fee decrease, but I think you
14 have to balance the desire to reduce fees to maintain access
15 with the need to provide a pool of financial assistance for
16 students who really can't afford even the \$1800 a semester that
17 it costs now to go to the CSU. So, I would want to look
18 carefully at that balance.

19 But keeping fees low is critical, but so is
20 providing a pool of financial aid for students who generally are
21 strapped.

22 SENATOR LEWIS: With regard to the so-called
23 tidal wave that's going to be approaching, or is approaching,
24 how much is that influenced by the actual fee itself? If fees
25 were dramatically reduced right now, how much additional
26 enrollment might that project out for five or ten years from
27 now?

28 MS. MYERS: Right. I don't know if Charley,

1 Chancellor Reed or Karen has an answer to that, but when fees
2 went up four or five years in a row at the beginning of this
3 decade, there was a huge drop off in enrollment. So there is a
4 correlation between enrollment and cost.

5 And I don't know, have we projected that out?

6 CHANCELLOR REED: We haven't projected that.

7 I wouldn't doubt there'd be a huge influence by
8 reducing the fees on the numbers coming.

9 Trustee Myers, though, really did put her finger
10 on the major policy issue, and that is financial aid. That
11 would help more people than anything that we can do about fees.

12 SENATOR LEWIS: The other question I just wanted
13 to ask was what your thoughts are about the SAT test? How
14 valuable a tool that is, and whether or not it should continue
15 to be emphasized or de-emphasized, as some have called for.

16 MS. MYERS: I think the SAT, there are studies if
17 you look across the country and at all sort of different kinds
18 of institutions. Some show that there's a correlation between
19 success in college and good SAT scores, and others show that
20 there's less of a correlation.

21 It's not that important in CSU admissions. If
22 you graduate high school with a 3.0 grade point average, you are
23 guaranteed admission, regardless of SAT. You don't even need an
24 SAT score to be admitted.

25 Similarly, if you graduate from a junior college
26 with the appropriate number credits and a 2.0 GPA, you don't
27 need any test scores to get in. So, it's never been a critical
28 component of CSU admissions. It's much more important at UC and

1 other institutions around the country.

2 SENATOR LEWIS: Just lastly because of your
3 experience, I was wondering if you ever ascertained what the
4 definition of is is?

5 MS. MYERS: I'm working on it. I hope to use the
6 resources of Cal. State to investigate that question.

7 [Laughter.]

8 CHAIRMAN BURTON: Just on the SAT, was it the SAT
9 tests, or was it some other test where all these white guys were
10 getting notes from their doctor that they were a little
11 developmentally disabled?

12 SENATOR HUGHES: Guys and gals. It was not just
13 guys.

14 CHAIRMAN BURTON: You mean women would stoop to
15 such a thing?

16 SENATOR HUGHES: Their parents would.

17 CHAIRMAN BURTON: How relevant does that make
18 that whole test?

19 MS. MYERS: I think there's a lot of questions
20 about the income correlation to high scores, the race
21 correlations to high scores.

22 But again, I don't know how relevant it is to
23 CSU, since an SAT score's not necessary for admission.

24 If you have a lower than 3.0 grade point average
25 coming out of high school, you can use an SAT to help gain
26 admission. It becomes part of an equation.

27 Do you have anything you want to add on the
28 relevance of SATs?

1 CHANCELLOR REED: My good friend and colleague,
2 President of University of California system, and I've talked
3 about the SAT since I arrived here.

4 We don't support the SAT in the sense that we
5 don't think it tells us anything about a student we don't
6 already know.

7 If a high school student will take pre-collegiate
8 course work -- algebra, geometry, literature, laboratory
9 sciences -- and they'll get a B in those, that's the best
10 determining factor on admission and graduation from college.
11 Dick and I have talked about some different ways of doing that
12 between UC and CSU.

13 CHAIRMAN BURTON: What would the relevance to
14 geometry be to going to college?

15 CHANCELLOR REED: Being able to reason, to think,
16 to analyze.

17 CHAIRMAN BURTON: Is that what geometry was
18 about?

19 CHANCELLOR REED: I hope that's what it was
20 about. Being able to have those intellectual skills and the
21 discipline to do it.

22 SENATOR LEWIS: How did you do in geometry, John?

23 CHAIRMAN BURTON: It's the only thing I ever got
24 Ds in. I'd be good at it now. The square of the hypotenuse.

25 Senator Hughes.

26 SENATOR HUGHES: While the Chancellor is here and
27 the Trustee, just one thing I'm curious about.

28 I think it's wonderful that we have all these

1 great outreach programs, you know, the community colleges, UC
2 and CSU.

3 What can we really do to coordinate all of these
4 efforts and maximize them so that it's tied together, and it
5 becomes more meaningful for the students and for the communities
6 that they serve in? It's all fragmented. Everybody's doing
7 outreach, but I'm wondering if they're reaching out to the same
8 place to go the same place.

9 Have you thought about that?

10 MS. MYERS: A little bit. I'll address it, and
11 then Chancellor Reed can add his opinion.

12 In the short time that I've been on the Board, we
13 tried to do -- well, first of all, there's the California Master
14 Plan which creates specific roles for each of the higher
15 education systems. And I think on balance that that plan has
16 worked very well. For example, CSU's mission is to accept -- at
17 least 60 percent of our students should be transfers from
18 community college.

19 The question is, what are we doing to make sure
20 that students at community colleges know what the requirements
21 are to get into CSU, know what their options are. And then, how
22 are we bringing them into the CSU?

23 We are in the process of developing regional
24 relationships with the community colleges to make sure that
25 students know what they need, what the core requirements are,
26 what the GPA requirements are for them to transfer and finish at
27 CSU.

28 Seventy-five percent of community college

1 students who finish their four-year degrees do so at Cal.
2 State. So, we need to, and it is our mission, to give them a
3 place to go.

4 We also for the first time this year since I've
5 been on the Board established a uniform set of admissions
6 policies with UC, so that high school students, first-time
7 freshmen, have the same requirements, so that when they are
8 going to high school, they know what classes they have to take,
9 and they can decide later whether they want to go to Cal. State
10 or UC, or see where they get in. I think we need to continue to
11 do that.

12 A lot of outreach to high schools about how the
13 system works, and a lot of coordination between UC and Cal.
14 State so that we're not all going down our own separate path.

15 I think communication could clearly be improved
16 particularly between Cal. State and UC, but I think we're
17 working hard to reach out to community colleges. I'm sure
18 there's ways we can improve it, but it's part of what we're
19 aware of right now.

20 CHANCELLOR REED: Senator Hughes, our outreach
21 program this year, we made it a lot more focused and narrow in
22 our targets.

23 We have identified 223 high schools in California
24 that send us the largest number of students who need remedial
25 help when they get to us. And we have asked our English faculty
26 and our math faculty to go to those high schools, and to work
27 with students, parents, faculty members in achieving the
28 California standards. I think that's going to pay off.

1 Our target are mostly students of color, students
2 who are first in their families to get a chance to go to
3 college. And I'm very pleased with what we're doing.

4 And we're cooperating with UC. They have a
5 different market that they are identifying than us, so I think
6 there's good cooperation.

7 SENATOR HUGHES: Thank you very much.

8 CHAIRMAN BURTON: Idle curiosity, if I wanted to
9 go to San Francisco State starting next September, when would I
10 have had to apply?

11 CHANCELLOR REED: November.

12 CHAIRMAN BURTON: Of this year?

13 CHANCELLOR REED: Of this year.

14 CHAIRMAN BURTON: Used to just be able to do it.

15 CHANCELLOR REED: It's getting a little harder.

16 CHAIRMAN BURTON: Cost \$14 to get in, Charles.

17 CHANCELLOR REED: With a basketball scholarship,
18 we'll take you up to the last minute.

19 CHAIRMAN BURTON: They had no scholarships.

20 SENATOR HUGHES: Mr. President I'd like to move
21 it and be added as an aye vote so I can get back to Education.

22 CHAIRMAN BURTON: Senator O'Connell, do you have
23 any questions?

24 SENATOR O'CONNELL: No.

25 CHAIRMAN BURTON: Senator Hughes is recognized.
26 Call the roll.

27 You're in favor or against?

28 MR. GURIAN: Well, I have a comment. I'll be

1 brief.

2 Bob Gurian with the California Faculty
3 Association.

4 Today is perhaps a watershed day for us. We view
5 it as the mark of a new era. And as the new Trustees come on
6 board, it's our hope that the relationships between the Trustees
7 and the faculty and the administration changes rather
8 substantially. We hope that the move towards corporate
9 governance, top-down administration, is changed and we go back
10 to a more academic mode of working out problems.

11 And when we talk about opportunity for students,
12 we're not just talking about access --

13 CHAIRMAN BURTON: We're in danger of losing a
14 quorum.

15 MR. GURIAN: I'm be done in 30 seconds.

16 That we're not talking about access alone, that
17 we're talking about the opportunity to succeed.

18 And when we talk about accountability, we also
19 talk about quality.

20 We think this is a new day. We welcome our new
21 Trustee, and we look forward to working with her over the years.

22 Thank you.

23 MS. MYERS: Thank you.

24 CHAIRMAN BURTON: Some day I'll tell you the
25 story of a guy who came up and spoke after the votes were all
26 there and lost the bill.

27 Call the roll.

28 SECRETARY WEBB: Senator Hughes.

1 SENATOR HUGHES: Aye.

2 SECRETARY WEBB: Hughes Aye. Senator Knight.

3 Senator O'Connell.

4 SENATOR O'CONNELL: Aye.

5 SECRETARY WEBB: O'Connell Aye. Senator Lewis.

6 SENATOR LEWIS: Aye.

7 SECRETARY WEBB: Lewis Aye. Senator Burton.

8 CHAIRMAN BURTON: Aye.

9 SECRETARY WEBB: Burton Aye. Four to zero.

10 CHAIRMAN BURTON: Congratulations, Dee Dee.

11 MS. MYERS: Thank you very much.

12 [Thereafter, SENATOR KNIGHT

13 added his Aye vote, making the

14 final vote 5-0 for confirmation.]

15 [Thereupon this portion of the

16 Senate Rules Committee hearing was

17 terminated at approximately 9:50 A.M.]

18 --ooOoo--


CERTIFICATE OF SHORTHAND REPORTER

I, EVELYN J. MIZAK, a Shorthand Reporter of the State of California, do hereby certify:

That I am a disinterested person herein; that the foregoing transcript of the Senate Rules Committee hearing was reported verbatim in shorthand by me, Evelyn J. Mizak, and thereafter transcribed into typewriting.

I further certify that I am not of counsel or attorney for any of the parties to said hearing, nor in any way interested in the outcome of said hearing.

IN WITNESS WHEREOF, I have hereunto set my hand this 19th day of January, 2000.


EVELYN J. MIZAK
Shorthand Reporter

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APPEARANCESMEMBERS PRESENT

SENATOR JOHN BURTON, Chair

SENATOR JOHN LEWIS, Vice Chair

SENATOR JOE BACA

SENATOR TERESA HUGHES

SENATOR WILLIAM KNIGHT

MEMBERS ABSENT

SENATOR JACK O'CONNELL

STAFF PRESENT

GREG SCHMIDT, Executive Officer

PAT WEBB, Committee Secretary

NETTIE SABELHAUS, Consultant on Governor's Appointments

WADE TEASDALE, Consultant to SENATOR LEWIS

FELICE TANENBAUM, Consultant to SENATOR HUGHES

ANDY PUGNO, Consultant to SENATOR KNIGHT

ALSO PRESENT

RITA SAENZ, Director
Social Services Department

SENATOR RICHARD POLANCO

STEPHEN A. MACOLA
California Emergency Food Link

ALAN CLARKE
Chief Probation Officers

ALLEN DAVENPORT
SEIU

STAN NIELSEN
CAFÉ de California, Inc. and
American GI Forum, California Chapter

1 STEVEN WHITE, Inspector General
2 Youth and Adult Correctional Agency

3 ROY MABRY, President
4 California Association of Black Correctional Officers

5 JAMES C. FEE
6 Correctional Officer, Sierra Conservation Center

7 KIM J. UEKERT
8 Correctional Officer

9 GARY LANGLEY
10 Former CDC Employee

INDEXPage

Proceedings1

Governor's Appointees:

RITA SAENZ, Director

Department of Social Services1

Introduction and Support by

SENATOR RICHARD POLANCO1

Background, Experience and Goals2

Questions by CHAIRMAN BURTON re:

Amount of Money in Governor's

Proposal for IHSS8

State Pays More for Contract Employees

Than Public Authority Employees9

Administrations Discussions with Federal

Government about Re-authorization of

Welfare Reform10

Status of Literacy Task Force10

Out-of-state Placements for Youth on

Probation11

Questions by SENATOR LEWIS re:

Governor's Proposal to Modify County

Incentives12

Possibility of Elimination of Incentives13

Findings of L.A. County Foster Care

Task Force13

Questions by SENATOR HUGHES re:

L.A. County Holding onto \$800 Million in CalWORKS Dollars	14
Need for Department to Give L.A. County a Deadline for Disposition of Money	15
Foster Children in Multitude of Placements	17

Questions by SENATOR KNIGHT re:

Adoption of Foster Children	18
Department's Encouragement of Adoption	19
Involvement of Department in Adoption Process	20

Witnesses in Support:

STEPHEN MACOLA California Emergency Food Link	20
--	----

ALAN CLARKE Chief Probation Officers	21
---	----

ALLEN DAVENPORT Service Employees International Union	21
--	----

STAN NIELSEN CAFÉ de California, Inc. American GI Forum, California Chapter	21
---	----

Motion to Confirm	22
-------------------------	----

Committee Action	22
------------------------	----

STEVEN WHITE, Inspector General Youth and Adult Correctional Agency	22
--	----

Background, Experience and Goals	22
--	----

Statement in Support by SENATOR RICHARD POLANCO	25
---	----

Questions by CHAIRMAN BURTON re:

Lack of Director of Youth Authority26

Complaint Process through IG's Office27

Questions by SENATOR LEWIS re:

Major Overhaul at CYA27

Work with Law Firm that Occasionally
Represents CDC28Revolving Door Statute for Inspector
General's Office29

Questions by SENATOR HUGHES re:

Time Devoted to Claims by Employees of
Retaliation29Possibility of Becoming Overburdened
By Retaliation Claims30

Attempts to Monitor31

Questions by SENATOR KNIGHT re:

Dramatic Increase in Number of
Inmates in System32Interfacing with Internal Investigations
Of Various Institutions33

Percentage of Independent Investigations34

List of Institutions that Have Had IG
Independent Investigations35

Private Versus Public Institutions35

Questions by CHAIRMAN BURTON re:

Ability to Investigation on Own Initiative36

Witnesses in Support:

ROY MABRY, State President
Association of Black Correctional Workers36

STEPHEN MACOLA
California Emergency Food Link37

Witnesses in Opposition:

JAMES FEE, Correctional Counselor II
California Department of Corrections37

Response by MR. WHITE39

Statements by MR. WHITE re:

Legal Inability to Talk about Ongoing
Investigations41

Questions of MR. FEE by SENATOR LEWIS re:

Retaliatory Action against Co-Worker42

Response by MR. WHITE43

Questions by SENATOR KNIGHT re:

Ability of Complaints to Go Directly to
IG's Office43

KIM UEKERT, Correctional Officer
California Department of Corrections44

Questions by CHAIRMAN BURTON re:

Employment Status47

Action Requested48

Response by MR. WHITE49

Questions by SENATOR KNIGHT re:

IG's Obligation to Provide Any
Information of Criminal Activity to
District Attorney of Jurisdiction51

Purpose of IG Is to Bypass Chain of
Command to Effect Complaints52

Questions by CHAIRMAN BURTON re:

Employees Versus Inmates re: Chain of
Command54

Motion to Confirm55

GARY LANGLEY, Retired Correctional Captain
California Department of Corrections55

Response by MR. WHITE60

Questions by SENATOR LEWIS re:

Department's Possession of
Subordination of Perjury Letter61

Resumption of Testimony62

Committee Action64

Termination of Proceedings64

Certificate of Reporter65

Prepared Statement of STEVEN WHITE66

ExhibitsExhibit Volume

P-R-O-C-E-E-D-I-N-G-S

--ooOoo--

CHAIRMAN BURTON: First Governor's appointee,
Rita Saenz, Director of Social Services.

MS. SAENZ: Good morning.

Senators, I want to use my introduction for two
purposes.

SENATOR POLANCO: Mr. Chairman, Members, with all
due respect, I want to take this opportunity to introduce our
nominee, Rita Saenz. Rita and I go back about 25 or 30 years.

MS. SAENZ: We were children.

SENATOR POLANCO: Much younger then.

She is well known in the communities throughout
the state. She began her work, as the resume indicates, in the
community action area. She's worked in the areas of alcohol and
drug abuse. She is a product of the '60s, working in developing
people skills.

She brings to the Department the kind of
expertise both at the statewide level, having served in a
previous administration with Jerry Brown as Director of the
Office of Alcohol and Drug Programs.

She is a person who is going to be accessible,
who has no fear of being held accountable.

So, I'm delighted to have known her personally as
a friend, and I'm delighted to introduce her to the Committee
and ask this Committee to support the nomination of Rita Saenz.

MS. SAENZ: Thank you, Senator Polanco.

CHAIRMAN BURTON: Thank you, Senator.

1 SENATOR POLANCO: And Mr. Chairman, if I may, the
2 Inspector General position is also on the agenda. Great
3 candidate. We need it. He's the kind of individual we need,
4 Mr. Steve White.

5 CHAIRMAN BURTON: How about coming back when he's
6 in front of us?

7 SENATOR POLANCO: I just wanted to ask for that
8 clarification.

9 CHAIRMAN BURTON: Go ahead.

10 MS. SAENZ: So, I'm hoping in this presentation
11 to give you a feeling of confidence that I can fulfill my role
12 as Director of this department. And also to give you a chance
13 to ask any questions or express any concerns that you have about
14 how Social Services are delivered in this state.

15 First, I want to explain briefly the role of the
16 Department for those of you who are not as familiar with it as
17 you are with other issues.

18 The California Department of Social Services is a
19 conduit for \$18 billion in General Fund and federal monies,
20 designed to impact the lives of the state's most vulnerable
21 children and adults. Ninety percent of that money is allocated
22 through the counties.

23 These are our programs. CalWORKS is serving
24 558,000 children and their parents. Food Stamps is serving
25 720,000 households. SSI/SSP is serving 1.1 million blind, aged,
26 and disabled. In Home Supportive Services is serving 241,000
27 clients in their homes.

28 Child Welfare is serving 150,000 abused and

1 neglected children in and out of their homes; 112,000 of those
2 children are in out-of-home placement, although we have made an
3 emphasis in California to place at least 50 percent of those
4 children with their relatives.

5 Finally, the Community Care Licensing program
6 oversees 80,000 non-medical residential day care facilities for
7 both children and adults.

8 There are 4600 employees in the Department in 51
9 offices across the state. I see it as a part of my job to keep
10 them accountable, responsible, compassionate, and creative, and
11 I have found them very willing. I've made it clear since April
12 that the most vulnerable citizens are our primary clients, and
13 that the counties and our licensees are partners in the
14 responsibility to serve those clients.

15 Advocates and the Legislature are our overseers,
16 and we are open to the feedback of everyone.

17 As for my qualifications, you have received a
18 copy of my resume, and rather than boring you by going over
19 those details again, I'd like to tell you what it doesn't say.

20 I'm the second oldest of nine children, born in
21 the East Los Angeles community. Raised by parents to work night
22 and day to ensure that we were well fed, clothed, and educated.
23 Like any family of that size in a low income community, we had
24 our ups and downs. We lived among many types of people,
25 including those who required services that the Department of the
26 Social Services offers.

27 During a time when my father was temporarily
28 hospitalized at the VA Hospital, we went on welfare. It was a

1 short experience, but it taught us gratitude and compassion.

2 I was trained as a community organizer and
3 entered the field of welfare-to-work when I turned twenty,
4 working at the Mexican-American Opportunity Foundation. That
5 year, I was awarded the Urban League's first Ghetto Freedom
6 Award for Youth.

7 Until I left the Brown administration in 1983,
8 all of my life was spent in public service for just the type of
9 people that our programs serve.

10 My experiences in the field of mental health and
11 alcohol and drug abuse come in particularly handy, because it is
12 at the base of the problems of some of our most hard to serve,
13 particularly in welfare.

14 When I went into the private sector, I became CEO
15 of a national charitable organization that served people in
16 residential facilities for the elderly and the disabled.

17 Even in the many years while I had my training,
18 from doing organizational development and personal training with
19 many Fortune 500 companies, my firm consistently provided
20 scholarships to low-income women. During those years, I sat in
21 welfare offices as an advocate. I have one standard for dealing
22 with people: respect, compassion, and generosity.

23 When I arrived in my job, I had the immediate
24 goal to talk to people across this state that represented all
25 aspects of the programs for which I am now responsible. I have
26 traveled 20,000 miles to attend CalWORKS job orientation classes
27 with recipients, meet with county administrators, SSI/SSP
28 recipients, advocates, foster youth, social workers, and

1 probation officers.

2 I want to talk first briefly about CalWORKS.

3 While the economy is strong, its benefits are not distributed
4 equally. My position focuses my attention on those not reaping
5 the economic rewards.

6 While the casework-caseload continues to decline,
7 there are still 550,000 families receiving cash aid. And those
8 who are no longer receiving cash aid are still relying on child
9 care subsidies, food stamps, and Medi-Cal to survive. Of those
10 who are still on CalWORKS, many struggle with depression,
11 substance abuse, learning disabilities, illiteracy, and other
12 long-standing conditions that impair their ability to become
13 self-sufficient.

14 My immediate priorities for CalWORKS include
15 ensuring that the counties address the service needs of the hard
16 to place, and to develop community service jobs for recipients
17 that will provide basic skills needed to obtain full-time
18 employment. Those long-term recipients need real training for
19 real jobs, and I'm reviewing each county's plan to see that this
20 objective is realized.

21 In addition, I'm working on the Governor's Task
22 Force on Child Care to make sure that acceptable child care is
23 available and affordable to single mothers as they begin the
24 process of establishing self-sufficient families.

25 Even though families are leaving welfare in
26 records numbers, we have a decline of 34 percent in four years,
27 and they are eligible for food stamps, for some reason that is a
28 mystery to both the federal government and to ourselves, they

1 are no longer applying for those benefits. I am working with
2 the federal government and the Association of Public Human
3 Administrators -- Human Services Administrators -- to simplify
4 the eligibility rules and to ensure that the counties really are
5 letting people know about their continuing eligibility for food
6 stamps.

7 Now to Adult Services. I think few of us have
8 not been shocked by how vulnerable adults can be neglected and
9 abused. I've experienced this with my own grandmother, who I
10 discovered was not being properly cared for.

11 I am watching closely the expansion of Adult
12 Protective Services in all counties. This program provides the
13 means by which to detect and act on physical and fiduciary
14 abuse, as well as neglect, of many aging and disabled persons.

15 In the In Home Supportive Services area, in both
16 the current budget year and the proposed budget, the Governor
17 has increased the wage base for In Home Supportive Services
18 workers. These people provide care to aged and disabled persons
19 in order to allow them to remain in their homes instead of
20 having to go to skilled nursing facilities and nursing homes.

21 One of my priorities is to keep vulnerable adults
22 in safe environments in their own communities as close as
23 possible to their own families.

24 The SSI/SSP program provides benefits to the
25 aged, blind, and disabled. And while we neither make the rules
26 nor do we administer the SSI program, I want you to know that
27 California has volunteered to be in a pilot program that will
28 make the eligibility process easier for disabled applicants.

1 The most troubling state of affairs is found in
2 the lives of abused and neglected children. They become part of
3 the out-of-home care population, cared for by foster parents and
4 group homes across California. Some of these children start out
5 their lives disadvantaged by fetal alcohol syndrome or drug
6 addiction at birth. They grow into toddlers and older children,
7 having a host of special needs, both medical and behavioral.
8 They deserve better care than we are providing to them.

9 Some children move from placement to placement
10 without continuity in their education or their health
11 maintenance. Finally they age out of the system, and some move
12 from a foster home or a group home one day, to the streets the
13 next day.

14 Many have no life skills. They are poorly
15 educated, and they have little hope for a better future.

16 No one in this country or this state is satisfied
17 with the foster care system, but there are efforts underway in
18 this state that will lead to improvements.

19 I believe priority must be given to ensure that
20 children receive comprehensive assessments and case plans, and
21 that those assessments and case plans are shared with their
22 foster parents.

23 In addition, this year we are placing public
24 health nurses in county welfare offices to oversee the medical
25 needs of foster children. Their job is to ensure that the
26 medical needs of foster children are identified early, and that
27 they will no longer be subjected to duplicative services, such
28 as repeated inoculations during the same year for the same

1 disease.

2 Our primary concern is to find ways to keep
3 children safe. I am happy to report the successful hiring of a
4 foster care ombudsman. The Office of the Ombudsman will provide
5 a central point for foster children --

6 CHAIRMAN BURTON: Pardon me, but can you just
7 kind of highlight.

8 MS. SAENZ: Yeah, okay, good.

9 So, basically, we're moving ahead in the
10 children's area. We have a Foster Care Ombudsman.

11 We will be getting additional money from the
12 federal government for the Independent Living Program.

13 We are going to be moving approximately 20,000
14 children off of the foster care rolls through our Kin Gap
15 Program while supporting their relatives financially.

16 And basically what we need in this state for
17 child welfare is a fundamental restructuring of the system.
18 We've talked to social workers, talked to the unions. I've
19 talked to the administrators, and that's one of the things that
20 we'll be doing this year.

21 Any questions?

22 CHAIRMAN BURTON: A few.

23 You talked about the IHSS. How much money is in
24 the Governor's proposal; do you know?

25 MS. SAENZ: Let me check on that.

26 The Governor's budget includes \$28.5 million in
27 General Fund for continuation of public authority, provide new
28 wages up to 6.25, and \$20 million in General Fund for an

1 additional 35 percent increment.

2 CHAIRMAN BURTON: Is that 35 cents or 35 percent?

3 MS. SAENZ: Thirty-five cent increment above the
4 6.25, so that the wage during the coming year can rise to 6.60,
5 and it's planned to raise up to \$8, depending on the health of
6 the budget in the years to come.

7 CHAIRMAN BURTON: The budget's pretty healthy
8 this year. I mean, eight dollars an hour, that's \$64 a day.
9 How can somebody take care of their family on that kind of
10 money?

11 MS. SAENZ: Well, you know, clearly, especially
12 having had this experience with CalWORKS, we need to give people
13 a livable wage. How we work it out, I think, is going to be
14 done through the legislative process during this year, during
15 this spring. There are certainly a lot of things to look at for
16 these people who are working very hard, taking care of people
17 who are really relying on them.

18 We don't want turn-over. We know that a lot of
19 these people don't have health benefits. So, we'll just be
20 working with you to, I am assuming, take a look at how this is
21 going to play out during this budget season.

22 CHAIRMAN BURTON: How about the fact that public
23 authority, that the state pays more for the contract employees
24 than they do public authority employees?

25 MS. SAENZ: Contract employees are usually chosen
26 because they're doing some sort of special needs with the people
27 who they're seeing.

28 CHAIRMAN BURTON: Not really. Counties just do

1 it.

2 MS. SAENZ: That only represents three percent of
3 the number of people who are serving our recipients.

4 CHAIRMAN BURTON: And the cost range there is
5 between \$11 and \$14, and for the public authorities it's 6.25.

6 It doesn't seem to make sense to me.

7 MS. SAENZ: Any input that you have for me about
8 this area, because I'm concerned about it myself, I am welcome
9 to take into consideration, and that I will convey to the
10 administration.

11 CHAIRMAN BURTON: The input I have is that they
12 ought to increase the level of pay for the public authorities
13 for same thing they're doing for the same cost in the other.

14 MS. SAENZ: Okay.

15 CHAIRMAN BURTON: What discussions has the
16 administration been holding with the federal government about
17 re-authorization of the welfare reform, and whether or not we're
18 going to be able to get adequate funds?

19 MS. SAENZ: I've been doing most of the work with
20 the Association of Public Human Services Administrators, which
21 has a very strong lobbying arm, and it represents all of the
22 states who are providing those services. And we have our own
23 legislative arm. And we are working together to have a joint
24 approach in how we work toward getting the re-authorization.

25 CHAIRMAN BURTON: Senator Escutia asked to
26 inquire about the status of the Literacy Task Force.

27 MS. SAENZ: The Literacy Task Force has started
28 this month. We anticipate that we'll have some results in

1 December. A number of people are going to be involved.

2 We are also going to be working with the public
3 libraries, who have received additional money from the federal
4 government to increase their literacy program.

5 But we will be having monthly meetings to take a
6 look at reliable learning disabilities and literacy tests for
7 CalWORKS and for children in foster care.

8 CHAIRMAN BURTON: Do you have any comments on the
9 out-of-state placements for youth on probation? What's your
10 view, on out-of-state, in state?

11 MS. SAENZ: My view is this. We should seek best
12 services for the child. Because of the passage of 933, we are
13 required -- we require the probation departments to put together
14 a multi-disciplinary report to determine whether -- and a part
15 of that is to determine whether or not there are placements in
16 California. As a result of that, the placements out of state
17 have dropped substantially.

18 Now, we were also authorized to go out and
19 certify out-of-state homes to determine if they met California
20 standards. Most did not.

21 CHAIRMAN BURTON: I think you were required as
22 opposed to authorized.

23 MS. SAENZ: Yes, so we went out and did that.
24 We've certified nine homes. We have rejected several.

25 And while the multi-disciplinary report can
26 recommend to the judge, law leaves it in the hands of the judge
27 to determine where the child is placed.

28 CHAIRMAN BURTON: So, in state, out of state, or

1 in a good home or a bad home?

2 MS. SAENZ: No, it has to be in a good home
3 because it has to be one that we certified.

4 CHAIRMAN BURTON: Then the judge can determine
5 whether Nevada makes more sense than California.

6 MS. SAENZ: That's right.

7 And one of the other things that we do as a
8 safeguard is if -- we look to see that the child requires a
9 particular type of service, and we don't find it available in
10 the certified out-of-state placement, we require that the child
11 cannot be put there until the out-of-state placement can
12 demonstrate it can provide that service.

13 CHAIRMAN BURTON: Senator Lewis.

14 SENATOR LEWIS: Good morning.

15 MS. SAENZ: Good morning.

16 SENATOR LEWIS: One of the components of CalWORKS
17 implementation was a large financial incentive for counties in
18 successfully moving and transitioning people from welfare to
19 work.

20 I understand that the Governor is proposing some
21 large modification of that. Can you go into detail.

22 MS. SAENZ: That's a fairly complicated issue,
23 and I would be glad to get you information on that, but I
24 couldn't answer it for you right now.

25 SENATOR LEWIS: Is he planning on eliminating
26 it?

27 MS. SAENZ: Well, it definitely is going to --
28 it may be hard to believe, but we have determined that even with

1 the declining caseload, because of COLAs, the cost of the
2 CalWORKS program will exceed our block grant in about three
3 years. So, we are now looking for ways to try to keep the
4 budget down in that area.

5 I'm not talking about if it remains standard or
6 if it goes up. Even if it declines, it will require General
7 Fund money.

8 So, now we have to balance whether or not we can
9 continue with those incentives or begin to tighten our belt now
10 in preparation for a substantial raise in what it will cost the
11 state to continue to do CalWORKS.

12 SENATOR LEWIS: So, is it possible that a total
13 elimination of those county incentives is on the table?

14 MS. SAENZ: It's possible, and every step of the
15 way, we are working with county welfare directors. We're not
16 pulling any surprises on anybody.

17 SENATOR LEWIS: The L.A. County Foster Care Task
18 Force report came out.

19 MS. SAENZ: Yes, my staff participated on that.

20 SENATOR LEWIS: They mentioned that there's an
21 increasing number of abused and neglected children in the
22 system.

23 Do you have any comments that you'd like to make
24 on the findings of the report?

25 MS. SAENZ: I have met with the new Director of
26 the Department of Child and Family Services in Los Angeles. We
27 have made it very clear that this report is as important to us
28 as it is to them. We've offered technical assistance, and we

1 are going to renew our efforts with them in the licensing area
2 to ensure that some have this is handled.

3 You know, there is no nice way to say that things
4 are in lousy shape. So, it's not something that we're not aware
5 of. We feel we have a responsibility in it, and we're going to
6 do whatever we can to help them to get things straightened out
7 down there.

8 CHAIRMAN BURTON: Senator Hughes.

9 SENATOR HUGHES: Good morning.

10 MS. SAENZ: Good morning, Senator.

11 SENATOR HUGHES: I'm glad that you're on top of
12 some of these issues, but I'm really concerned about L.A.
13 County's lackadaisical effort, and the fact that they have a
14 five-year plan. And they're holding onto, I understand, \$800
15 million.

16 Do you know why?

17 MS. SAENZ: Are you talking about \$800 million in
18 CalWORKS?

19 SENATOR HUGHES: Yes, CalWORKS dollars. Why are
20 they holding onto that money? How do they plan on using it?

21 MS. SAENZ: Well, L.A. County is going to have to
22 submit a plan to us for the use of that money.

23 And I want you to know that anyone who's familiar
24 with the welfare system over the last twenty years knows that it
25 was basically designed to try to keep people off of welfare and
26 then send them checks. That was basically what welfare was.

27 In this CalWORKS atmosphere, we have tried to
28 make basically a sociological, bureaucratic change in the

1 entire way that welfare does business, okay?

2 Some of reason that monies were not spent in the
3 counties over the last two years was that basically they were
4 going through the bureaucratic processes of changing their
5 systems, setting up new systems, recruiting for people, hiring
6 people, training people.

7 We have a study by Rand that will be coming out
8 soon that will give greater detail.

9 Basically what we found is that many of these
10 counties were still in start-up phases.

11 SENATOR HUGHES: It says in my notes that L.A.
12 County has a five-year plan. When was their plan adopted? When
13 are you going to get to them and give them a deadline to come up
14 with some disposition on all of this money that is involved,
15 because they're sitting back on a plan that is not operational,
16 and people are still suffering because they haven't gotten the
17 benefit of money that's in the bank for them.

18 When are you going to get to them? I know you
19 haven't been there that long, but you must have a time line, I
20 imagine.

21 MS. SAENZ: Part of the problem, I think, in
22 L.A. County was that they didn't have their long-term
23 self-sufficiency plan for families until just recently, which
24 they submitted to the Board of Supervisors. That's probably the
25 document that you're talking about.

26 SENATOR HUGHES: Right.

27 MS. SAENZ: So, I expect that we have barely
28 gotten it ourselves. My staff is probably right now in the

1 process of reviewing it.

2 SENATOR HUGHES: All right, but are you going to
3 have a deadline?

4 MS. SAENZ: Yes.

5 SENATOR HUGHES: I mean, everybody has been put
6 out to review, to write, to plan.

7 I want to know what is your action plan? What
8 are your deadlines? Because some of these people could, in
9 fact, be dead before these deadlines are ever met.

10 MS. SAENZ: We will --

11 SENATOR HUGHES: I'm frustrated by it. And I'm
12 not angry with you.

13 MS. SAENZ: No, no. I don't blame you. I don't
14 blame you. These people -- there are people out there who need
15 support, who are interested in becoming self-sufficient, and
16 they don't have the tools themselves personally.

17 We offer a promise and a program. And we need to
18 deliver. I agree with you.

19 I will get back to you for the deadline by when
20 we will have the approval for L.A. County's plan.

21 SENATOR HUGHES: Okay, fine.

22 I met some wonderful foster children who were
23 visiting our Capitol the other day. Actually there were six of
24 them. They were well groomed, very articulate. They probably
25 visited many of my colleagues' offices as they did mine,
26 supporting pieces of legislation.

27 But as I talked to these young people, I found
28 out, and some of them were no older than fifteen or sixteen

1 years old, they have had anywhere from eight to ten to twelve
2 placements in their short life span.

3 What are you planning on doing?

4 I think it must just be traumatic for any young
5 person to have to go through all of these changes in their
6 personal lives, and how will the decisions be made that children
7 are withdrawn from some foster care parents and dumped into
8 another well?

9 MS. SAENZ: There are two things.

10 One, by insisting that the counties do
11 assessments more quickly to determine what the needs of the
12 child is, and to share that assessment with the foster parent,
13 which is not done often enough. The foster parent is in mystery
14 about the needs of the child.

15 The child is placed in the foster care home, and
16 as you know, after a few months of feeling safe, the child
17 begins to act out. Then the foster parent thinks something's
18 dreadfully wrong, and they don't want the child in the home any
19 more, either because they have other children who they feel are
20 at risk, or they just feel they can't handle the behavioral
21 problems.

22 We are also designing new behavioral training for
23 foster parents because they've asked us for that.

24 There is no -- as far as I'm concerned, there is
25 no excuse for moving children from place to place to place. You
26 know, what happens after awhile is, they don't get along with
27 anybody.

28 SENATOR HUGHES: Are you going to direct your

1 workers to investigate --

2 MS. SAENZ: Yes.

3 SENATOR HUGHES: -- these cases? And how many
4 are going to be too many? You know, I just can't even imagine a
5 person having to go through eight or nine placements.

6 MS. SAENZ: It might surprise you, but one of the
7 things that I was told by several social workers is, well, we
8 begin to be concerned about it after three placement changes.

9 I was shocked. It's like, wait a minute. After
10 three, then you I start looking?

11 I think one of the benefits of my coming into
12 this program is, I basically have the view of the public. If
13 it's not working, I don't understand why not. Being a part of a
14 large family that I was, some of the things that have happened
15 to some of these children is just mind-boggling to me.

16 And it's my priority this year to get a lot of
17 these things handled. There's just no way that we can keep
18 treating children like this; I agree with you. And we will take
19 action.

20 SENATOR HUGHES: Thank you.

21 CHAIRMAN BURTON: Senator Knight.

22 SENATOR KNIGHT: Thank you, Mr. Chairman.

23 Foster care kids, they were in my office as well,
24 Teresa, and very impressive kids.

25 When you place a young child in a foster care
26 home, say, two or three years old, the direction to the foster
27 parents is what?

28 And I'm thinking more in terms of how the foster

1 parents bond with the children, with the child. Is there any
2 contemplation of adoption?

3 MS. SAENZ: Good question.

4 SENATOR KNIGHT: What is the Services' position?

5 MS. SAENZ: Okay. I want to go back to an
6 earlier statement I made, that approximately 50 percent of the
7 children are placed with relatives, so they are people that they
8 know. In addition --

9 SENATOR KNIGHT: Are they encouraged to adopt the
10 children?

11 MS. SAENZ: They're encouraged in many cases to
12 either adopt the child or to go for legal guardianship. That is
13 our hope always when a child is taken in.

14 It is our intention -- our first priority is
15 permanent placement. Now, I want you to know that in
16 California, the rate of adoptions in the last three years has
17 increased by 88 percent.

18 CHAIRMAN BURTON: Increased or decreased?

19 MS. SAENZ: Increased by 88 percent.

20 SENATOR KNIGHT: But 88 percent of nothing is not
21 much.

22 MS. SAENZ: Well, it's 6100 adoptions, and it's
23 not enough. And no one here thinks that it's enough, and we
24 will continue to work for increased adoptions by making it
25 easier.

26 And we will continue to work -- I'm talking to
27 foster parents, and those foster kids all the time. I meet with
28 those foster kids quarterly, the ones that you met with.

1 SENATOR KNIGHT: Are they encouraged? Are the
2 foster parents encouraged to think about adoption?

3 MS. SAENZ: Yes, they are.

4 SENATOR KNIGHT: Are they encouraged to develop a
5 relationship with the children?

6 MS. SAENZ: Yes, they are. In fact, most of our
7 adoptive parents have been foster parents.

8 SENATOR KNIGHT: Your organization, how involved
9 are you in the adoptive process?

10 MS. SAENZ: We have -- we actually have people on
11 our staff who do adoptions, in addition to what the county does
12 in the area of adoptions.

13 SENATOR KNIGHT: Do you encourage or support
14 adoption from a single parent?

15 MS. SAENZ: We encourage adoptions by people who
16 can provide a loving, safe, and rich home for a child.

17 With 112,000 children waiting for -- and who are
18 in out-of-home placement, if somebody can prove that they can
19 take care of a child and love that child, we will
20 invite them in.

21 SENATOR KNIGHT: Thank you.

22 CHAIRMAN BURTON: Do you have family here you'd
23 like to introduce?

24 MS. SAENZ: No, they're all down in L.A.

25 CHAIRMAN BURTON: Witnesses in support, briefly.

26 MR. MACOLA: Mr. Chairman, Members, I'm Stephen
27 Macola, representing the California Emergency Food Link. We are
28 in support of the appointment.

1 MR. CLARKE: Good morning, Mr. Chairman. Alan
2 Clarke, representing the Chief Probation Officers.

3 We're in full support of the Director's
4 nomination to be Director. Have worked with her very, very
5 closely, a number of important probation programs within the
6 Department of Social Services, and would urge the Committee to
7 support her nomination.

8 MR. DAVENPORT: Mr. Chairman and Members, Allen
9 Davenport, with the Service Employees International Union. We
10 represent social workers, child support workers, home care
11 workers, all of whom have an important role in the Department of
12 Social Services.

13 I sent you a long letter complimenting --
14 recommending Ms. Saenz to you, and I meant every word of it. I
15 hope you'll vote for her confirmation.

16 Thank you.

17 MR. NIELSEN: Mr. Chairman, Members of the
18 Committee, I'm Stan Nielsen, representing CAFE de California,
19 Incorporated. And CAFE de California, Incorporated, is very
20 much in favor of Ms. Saenz' appointment.

21 CHAIRMAN BURTON: Who are they?

22 MR. NIELSEN: CAFE de California, Incorporated,
23 is California State Employees Association.

24 And also speaking on behalf of the American GI
25 Forum, California Chapter is also in support of Ms. Saenz'
26 appointment.

27 CHAIRMAN BURTON: Thank you very much.

28 Witnesses in opposition?

1 Before we go to a vote, the next time I've got a
2 piece of important legislation, you can come out saying it ain't
3 a good idea, I'd rather hear it from you than read it in the
4 paper; okay?

5 MS. SAENZ: I got it.

6 SENATOR HUGHES: Move the nomination.

7 CHAIRMAN BURTON: Moved by Senator Hughes. Call
8 the roll.

9 SECRETARY WEBB: Senator Hughes.

10 SENATOR HUGHES: Aye.

11 SECRETARY WEBB: Hughes Aye. Senator Knight.

12 SENATOR KNIGHT: Aye.

13 SECRETARY WEBB: Knight Aye. Senator O'Connell.
14 Senator Lewis.

15 SENATOR LEWIS: Aye.

16 SECRETARY WEBB: Lewis Aye. Senator Burton.

17 CHAIRMAN BURTON: Aye.

18 SECRETARY WEBB: Burton Aye. Four to zero.

19 CHAIRMAN BURTON: Congratulations.

20 MS. SAENZ: Thank you. Thank you, Senators.

21 CHAIRMAN BURTON: Steve White, IG, Youth and
22 Adult Correctional Agency.

23 You're not going to read both bags, are you?

24 MR. WHITE: No, I do that, Senator, so that I
25 look like I've done my homework and I know what I'm talking
26 about.

27 Mr. Chairman and Members, I'm Steve White,
28 Governor's appointee as Inspector General.

1 I'm going to probably dismay the Committee by
2 requesting your indulgence to dispense with my prepared remarks,
3 which have been submitted, and I would request that those be
4 made a part of the record.

5 CHAIRMAN BURTON: Without objection.

6 MR. WHITE: I want to take no more than a minute
7 to simply give an outline of what I think is our approach to the
8 office of Inspector General, overseeing the Youth and Adult
9 Corrections Agency.

10 Every Member of this Committee, indeed, I think
11 every Member of this body is woefully familiar with some of the
12 problems that the departments within that Agency have suffered
13 over a number of years now. And those problems do not relate
14 specifically or exclusively to any particular administration,
15 any particular legislative session. They have been going a long
16 time. They are systemic; they are functional; they are
17 historical, and they are serious.

18 And the Legislature recognized that, and the
19 Governor has recognized that, and creation by this Legislature
20 of the position of the Inspector General has led to this
21 appointment with the injunction to me from the Governor to clean
22 it up.

23 In the nine months that I have been the Inspector
24 General, we have built the office fairly dramatically and
25 rapidly, but at the same time, I think that we have been
26 successful in bringing in the very best people we can find in
27 and out of state government to join the effort. We will be up
28 to 77 PYs at the end of this fiscal year.

1 Based upon increased legislative responsibilities
2 as a result of the first year of this session, we will be
3 appearing before the budget committees very shortly for an
4 increase that Finance has recommended over those positions.

5 I can tell you as I sit here now, having spent
6 time with the prison system and CYA Operations over some 25
7 years of my own career, wearing different hats, being different
8 places, that I have had a graduate degree over this last nine
9 months. I have been in every institution at least once, many of
10 them several times, adult and youth.

11 When I go there, I spend a lot of time. I'm on
12 the ground. I'm in the Ad. Seg. Units. I'm in the Security
13 Housing Units. I'm talking with the wardens and talking the
14 staff. I'm talking with the inmates. I'm talking with the
15 wards.

16 The problems, I think, are just extraordinary. I
17 do not think that anybody in this room can over estimate the
18 difficulties that this state is presented with, owing in
19 significant part to the very dramatic increase in the number of
20 people we incarcerate and very significant revamping of our
21 philosophical approach to juvenile offenders over the last
22 decade, or decade-and-a-half.

23 The consequence is that, in conjunction with a
24 whole lot of other factors, that we have a system that wants for
25 leadership, that wants for a philosophy that it understands and
26 that it abides, that wants for internal integrity, that wants
27 for the ability to hold its head up once again and to not be on
28 the ropes and not be defensive, but to say, this is how it

1 should be done, this is why we do it this way, and to be in a
2 position to advance the strongest and the most well thought
3 through penalogical practices, both at the juvenile and the
4 adult level. That's our goal.

5 What I hope that we can do, working with
6 departments that are, in turn, respectively, very committed to
7 these same goals, is be of assistance, to identify problems
8 where they weren't identified before, which, as many of you
9 know, we have done in this last nine months in both CYA and CDC.
10 To look another other areas that have not been given a
11 sufficient focus over the years, paroles being one, delivery of
12 medical care being another.

13 There are important things to do, and we have
14 begun in a serious way to do them.

15 I would be grateful to answer any questions.

16 CHAIRMAN BURTON: Senator Polanco, you didn't
17 have to come back. We put it right in the record.

18 SENATOR POLANCO: I said that I would to my
19 friend, Mr. White.

20 Members, as Chairman of the Joint Committee on
21 Prison Construction and Operation, if there's any significant
22 change that has occurred over the last several years that the
23 Legislature brought forth with the support of the administration
24 it is the creation of the Inspector General.

25 A majority of the employees at CDC and Youth
26 Authority are good people. They have difficult tasks. There
27 are some bad apples there, as there is in any profession.

28 Having said that, the enthusiasm, the integrity,

1 the independence, and the accountability that Steve White brings
2 to this office is much needed, and I believe that we're on our
3 way in bringing back much improvement that is needed in two
4 particular agencies of state government that we all recognize
5 need some improvements.

6 Having said that, I want to urge that we support
7 the nomination and move his nomination forward for confirmation.

8 Thank you.

9 CHAIRMAN BURTON: Thank you, Senator.

10 MR. WHITE: Thank you, Senator.

11 CHAIRMAN BURTON: Would you like to comment on
12 ACR 43 while you're here, Richard, as long as we got you.

13 [Laughter.]

14 CHAIRMAN BURTON: Do we have a Director of Youth
15 yet?

16 MR. WHITE: No. Mr. Zermano is acting still for
17 another, I think, two weeks.

18 CHAIRMAN BURTON: Has there been somebody to
19 replace him or not? What happens? If he's out, is there like
20 somebody under him automatically becomes Acting Deputy
21 Assistant, or something?

22 MR. WHITE: In the absence of the Governor
23 designating and acting, the next deputy up would be assuming
24 those responsibilities. However, the Governor will designate
25 somebody.

26 CHAIRMAN BURTON: Pardon me?

27 MR. WHITE: The Governor will designate some
28 acting individual until a permanent replacement is appointed.

1 CHAIRMAN BURTON: How does it work? Let's say if
2 there is a complaint by an employee as opposed to either a
3 prisoner, or a prisoner's family, or a do gooder, or whoever.
4 Do they go to you, or should they go through a chain of command?

5 How would a complaint happen? Are people
6 authorized to just go right to you, or should they go to
7 whoever, whoever, or whoever, and up the line, and then with no
8 satisfaction within the system, go to you?

9 MR. WHITE: They should take their complaint
10 through the system within the department, but they are not
11 required to. That is to say, if they for some reason think that
12 is not a good idea, they can present that directly to us, and
13 that on occasion happens. We'll then make a judgment about
14 whether they have reason to bring it to us directly, that it
15 would be pointless, for example, for them to proceed through the
16 department, and we may then take it directly.

17 Normally, our judgment in those situations is
18 that it should be re-referred to the department, and we do that.

19 CHAIRMAN BURTON: Senator Lewis.

20 SENATOR LEWIS: Senator Burton already touched on
21 the change at the CYA.

22 I just wanted to know, given that the Director
23 resigned, the Chief Deputy was reassigned to another agency, and
24 another Deputy Director retired, is this coincidence or is it
25 some part of a major overhaul by design?

26 MR. WHITE: It's not a coincidence, Senator, and
27 it is part of a major overhaul of that department.

28 SENATOR LEWIS: Prior to your appointment by the

1 Governor, you've been working with the law firm of Kronick and
2 Moskovitz?

3 MR. WHITE: That's right.

4 SENATOR LEWIS: I was told yesterday that that
5 firm has represented CDC in some affairs. Is that true?

6 MR. WHITE: That is true.

7 SENATOR LEWIS: Can you tell me the nature of the
8 type of work that they were doing?

9 MR. WHITE: The Department has a labor law
10 section; that law firm has a labor law section. And that labor
11 law section has as a client the Department of Corrections.

12 And on some matters that are referred out by the
13 Attorney General involving labor matters, typically a situation
14 where a correctional officer will sue the state, the law firm,
15 Kronick, Moskovitz, may be retained and represent the
16 Department.

17 I was not a member of that department. I was in
18 a department called complex litigation. I did class action
19 matters, both plaintiff and defense, and did false claim acts
20 matters in federal court.

21 In the years that I was with Kronick, Moskovitz,
22 I did on occasion represent the Department of Corrections when
23 they needed help in some litigation matter; however, I have not
24 for a number of years.

25 Then when I left the department to assume these
26 responsibilities, I severed completely my relationship, sold my
27 shares in the company, and gave up any interest in the firm.

28 SENATOR LEWIS: When Legislators retire, they are

1 subject to revolving door statutes. There's certain things that
2 they can't do for a period of time.

3 Does the office of Inspector General come under
4 any similar statutes?

5 MR. WHITE: I don't believe that it comes under
6 such a statute, although it is not my intention to ever
7 represent the Department of Corrections in any matter, if that's
8 responsive to the thrust of your question.

9 CHAIRMAN BURTON: They probably weren't in
10 existence at the time that stuff was there.

11 SENATOR LEWIS: Do you think it would be a good
12 idea for the state to pass some kind of a revolving door statute
13 regarding the office?

14 MR. WHITE: I think so.

15 SENATOR LEWIS: Thanks.

16 CHAIRMAN BURTON: Senator Hughes.

17 SENATOR HUGHES: When we had special hearings
18 regarding correctional institutions, we also heard a lot of
19 testimony from employees of the penal institutions about
20 retaliation investigations, and you received a lot of additional
21 money in your budget to work on those.

22 Since you have been on the job, how much time has
23 been devoted to investigating your retaliation against
24 employees, approximately?

25 MR. WHITE: Of the investigations that have been
26 referred to us, as opposed to investigations we have initiated
27 or the Legislature has requested or Governor has directed, we
28 have probably ten percent -- this is to be a ballpark

1 estimate -- of the referrals involved directly or otherwise
2 implicate retaliation issues.

3 However, as you know, Senator, the Legislature
4 recently passed SB 377, which transferred original jurisdiction
5 for the investigation of retaliation allegations to the
6 Inspector General. We are just now beginning to get what I
7 think will be a growing number of such retaliation
8 allegations.

9 SENATOR HUGHES: Do you think it's going to be
10 overly burdensome in terms of the amount of money that they gave
11 you to do this before they thrust it on you?

12 MR. WHITE: I think that it will be. At the
13 present time it's not, because we are still fulfilling our staff
14 component. The allocation of PYs we already have. We will meet
15 that in this fiscal year. And then I believe that the
16 Department of Finance has recommended some 22 additional PYs for
17 this coming fiscal year to deal with the retaliation issues.

18 If the retaliation investigations were to stay at
19 a level -- at the level it is now in the Department of
20 Corrections, for example, and we picked them up from the Board
21 of Prison Terms, Corrections, CYA, and so forth, but just
22 talking about the Department of Corrections. If it were to stay
23 at that level, and my judgment is, we could handle those cases
24 with this level of funding.

25 My concern is that once that responsibility was
26 moved to us, people who wouldn't otherwise have filed
27 retaliation claims against the Department, feeling, perhaps, in
28 some cases, that they wouldn't get an objective hearing, will be

1 filing them with us.

2 So, I think that that is going to be a growing
3 area. I am concerned about it.

4 SENATOR HUGHES: What plans do you have to
5 regulate it so that it won't blow up to such a massive balloon
6 that you take off and don't do the other kinds of things that
7 your department was created to do?

8 How are you going to attempt to monitor it and
9 yet meet the intent of the law?

10 MR. WHITE: One of the things that we have
11 already well begun, Senator, is a tracking system by which we
12 are identifying every category of work that we do, both
13 statutorily mandated and otherwise discretionary. And we are
14 tracking within that the set of every single case that is
15 referred to us, so that any given time, I can know, anybody on
16 our staff can know, when a case got referred, when the
17 acknowledgement letter to the complainant went out. And then it
18 is tracked all the way through so that it doesn't get lost.

19 One of the problems that we have seen in the
20 departments, and I understand the difficulty in this because
21 they're just dealing with a massive number of people and
22 complaints, is that, as you know, things get lost, or things get
23 put on a shelf because their priorities have gotten shifted.

24 We want to prevent that pre-emptively. It's just
25 not going to happen in our Department because I'm adamant that
26 it's not going to.

27 So, as we track that -- a long road to a small
28 house here -- my answer really is that as we track that, we will

1 know if we're starting to lose ground on these. And I will be
2 quick to go to the Governor, and the Department of Finance, and
3 the Legislature seek more resources for that.

4 Because one of the things I do not want to do --
5 I mean, I'm just adamant about that -- I don't want to do this
6 job if I have a mandate that I'm unable to meet for lack of
7 resources. We will do this efficiently. We will do this, I
8 think, responsibly. We're not running a fat operation. We're
9 running it tight and lean, and hard work, and all those things..

10 But if we are mandated to do something that we
11 literally can't do with the best management practices, then it's
12 my responsibility to come back before you and let you know that,
13 and see whether we want to change the law or change the
14 resources.

15 CHAIRMAN BURTON: Senator Knight.

16 SENATOR KNIGHT: Thank you, Mr. Chairman.

17 Just a couple questions. You indicated that
18 there was a dramatic increase in the number of inmates?

19 MR. WHITE: Yes.

20 SENATOR KNIGHT: In looking at the data supplied
21 by CDC, there is an increase, but I wouldn't classify it as a
22 dramatic increase. It's one percent or less a year.

23 MR. WHITE: I'm going back -- sorry, Senator --
24 I'm going back to, say, 20 years ago.

25 When I started prosecuting in 1974, we had, I
26 believe, eight prisons. It may have been maybe twelve at that
27 time.

28 SENATOR KNIGHT: What was our population then?

1 MR. WHITE: And the population then was something
2 like 30,000.

3 SENATOR KNIGHT: No, the state.

4 MR. WHITE: Oh, the state population. Boy,
5 you're tough. Two hundred thousand -- I mean two hundred
6 million -- I mean twenty million.

7 SENATOR KNIGHT: Yes, and we're up to, what, 35
8 million now?

9 MR. WHITE: But what happened is, my comment is
10 not -- I'm not editorializing here. What I'm telling you is a
11 simple arithmetical proposition that, over that period, the last
12 15 years in particular, since the early '90s --

13 SENATOR KNIGHT: Well, I'm trying to get whether
14 it's a germane figure or not.

15 MR. WHITE: It's very real and it's a very
16 significant distinction from what it was.

17 Now, Senator, it is slowing down now.

18 SENATOR KNIGHT: Another question. How does your
19 organization interface with the internal investigations of the
20 various correctional institutions? In other words, you go in,
21 and you're the IG, but those institutions also have their own
22 inspectors, their own programs going on.

23 Do you interface with those at all?

24 MR. WHITE: We do, very directly and daily.

25 The Department of Corrections and the Department
26 of CYA respectively have their own offices of Internal Affairs.
27 We have made a point, and I think they have made a point of
28 maintaining as professional and as fluid a relationship as we

1 can have.

2 Often, we are working in the same direction. We
3 make a point of staying out of their way and not duplicating
4 their work. We also make a point of supplying additional
5 resources if we think that they need them, that they're not able
6 to sufficiently or aggressively go after a particular issue.

7 The relationship on the whole has been very,
8 very positive. And as a statutory obligation, when they
9 complete their investigations, we are required to review every
10 one of them if they're what we call Level Two or serious
11 investigations. Those are anything involving force, or sexual
12 misconduct, or anything at all serious.

13 We will review those. Then, if we find they're
14 deficient, re-refer them to them in a formal, in a direct way --

15 SENATOR KNIGHT: What's the percentage of
16 independent investigations that you do? You go into an
17 institution and do an independent investigation of some charge.

18 MR. WHITE: In terms of percentage, Senator, it's
19 small. It's probably somewhere around five percent of our
20 workload.

21 But the investigations that we do are usually
22 quite major. We did five very major investigations over this
23 last year. And those took a lot of time and resources, and
24 those were investigations that were not only focused on a
25 problem as such -- an event, the death, something that was very
26 serious in an institution -- but we got into the functions and
27 the systemic aspects.

28 One of our objectives is, at the end of the day,

1 to be able to identify the problem, to credibly describe what it
2 is we have found, and to recommend policy changes, some maybe
3 personnel changes, for the department or the agency, and that's
4 what we have done.

5 SENATOR KNIGHT: Can you list what institutions
6 you've done that kind of independent evaluation on?

7 MR. WHITE: I can list some of them. Some of
8 them are of a public that we can announce publicly now. Some of
9 them we're still doing and we cannot.

10 One of them is the Heman G. Stark Youth Authority
11 institution; one is the Chaderjian Youth Authority institution;
12 one is Corcoran State Prison; one is Avenal State Prison.

13 We also did -- we also did management review
14 audits of five different institutions this year, where we go in,
15 we look at everything. It doesn't have to be a problem there;
16 there doesn't have to be a perceived problem. We simply go in,
17 take it from the ground up, sit down for -- we're on the ground
18 for some weeks there. And then we render a report that's made
19 available to the Governor and to the Agency Secretary and to the
20 department head, and to the warden or superintendent.

21 SENATOR KNIGHT: In your evaluations, how do you
22 find it, or is there a comparison between the private
23 institutions versus the state institutions?

24 MR. WHITE: We have not evaluated any private
25 institutions.

26 SENATOR KNIGHT: Even the community correctional?

27 MR. WHITE: No, we have not.

28 SENATOR KNIGHT: Do you plan on doing any of

1 those?

2 MR. WHITE: Yes, actually that's on our agenda
3 for this year, for this coming year.

4 CHAIRMAN BURTON: If something comes out in the
5 newspaper, like a thing came out two days ago or something about
6 a Youth Authority problem. When you see something like that, do
7 you on your own motion go in to see if there's any credibility
8 to it?

9 MR. WHITE: Yes. We track that very closely.
10 Usually we know about it before we read about it, but sometimes
11 we read about it first.

12 And there was, in fact, one thing in that story
13 that you're referencing that we're trying to verify in fact
14 whether that's true. And we've got investigators looking at it
15 right now.

16 CHAIRMAN BURTON: Do you have family you want to
17 introduce?

18 MR. WHITE: I do have my wife here. Hello.
19 Stand so people can see you.

20 CHAIRMAN BURTON: Welcome.

21 Witnesses in support.

22 MR. MABRY: Chairman Burton and Rules Committee
23 Members, my name is Roy Mabry, State President for the
24 Association of Black Correctional Workers.

25 We are here -- I'm here today to represent our
26 membership in full support for confirmation for Mr. White.

27 CHAIRMAN BURTON: Thank you.

28 Next.

1 MR. MACOLA: Yes, Mr. Chairman, Stephen Macola
2 for the California Emergency Food Link in support of Mr. White's
3 appointment.

4 CHAIRMAN BURTON: Witnesses in opposition.

5 MR. FEE: My name is James Fee. I'm a
6 correctional peace officer with the Department. Correctional
7 Counselor II Specialist is my current rank. I have
8 approximately 16-and-a-half years of service with the
9 Department.

10 My opposition to Mr. White --

11 CHAIRMAN BURTON: Without objection, this
12 information will be made part of the record.

13 MR. FEE: My objection to Mr. White's
14 confirmation is not personal but rather professional, in that
15 recently, on October 1st, another peace officer and myself met
16 with Mr. White's office, a representative of his office, and
17 complained to them about the cover-up of what we believed were
18 explosive materials that were discovered on grounds at Sierra
19 Conservation Center by our administration.

20 Following that meeting, which was -- which took
21 place for about three-and-a-half hours, my friend was retaliated
22 against by our administration. I found it necessary to go to
23 the Associated Press on October 24th. The Associated Press did
24 print an article. I believe it's in Packet Number Four, at the
25 very bottom, last page.

26 And that since our initial approach to the IG's
27 office, there has been no communication, with the exception in
28 my case that I did contact his office to let them know that I

1 would be going to the press because of the retaliatory action,
2 and we felt it necessary to protect our interests as well as our
3 individual careers. This reporting, like I said, took place
4 approximately four months ago.

5 I did not receive contact from the Inspector
6 General's office until last Friday, at which time I was notified
7 that there was an investigation taking place at our institution
8 regarding the possible cover-up of explosives. And I believe
9 that was nothing more or less than a result of the Inspector
10 General's office discovering that I would be here to oppose this
11 confirmation hearing.

12 There is a second issue that I have concern with
13 regarding Mr. White, and that is the original date of discovery
14 of the explosive materials was -- or the possibility of
15 explosive materials was on 9/22/99. On 9/23/99, Mr. White
16 toured the facility at Jamestown on a pre-scheduled tour. And
17 on 9/24, an actual inspection or search of the inmate day labor
18 complex, which was the location of suspected explosives, was
19 conducted.

20 My concern with that issue is, did our
21 administration tell Mr. White about the suspicions of possible
22 explosives on grounds on 9/23? If they did, then why did it
23 take two days for the administration to conduct a search of our
24 facility?

25 The explosive materials that I'm referring to are
26 spent blasting caps with reports that there may be live blasting
27 caps on grounds, and the report of possible gun powder in the
28 possession of the construction supervisor.

1 If the administration did not report that to
2 Mr. White, my concern is why? Why would they not feel it
3 necessary to report that to Mr. White?

4 Overall, it's my understanding only from
5 conversations with other employees at Sierra that there have
6 been -- there has been an investigation in the past conducted by
7 Office of Internal Affairs on this matter. I have never been
8 contacted by them, so I can't validate the fact that there has
9 been an investigation. I cannot understand why I would not be
10 contacted, because I do possess critical material and testimony
11 that I think would be imperative to determine the issues of
12 whether there was a cover-up of explosive materials.

13 CHAIRMAN BURTON: Thank you.

14 Would you comment, please?

15 MR. WHITE: Mr. Chairman, and Members, I'm
16 familiar Mr. Fee's concerns. And indeed, we have been very much
17 involved in this matter.

18 I have the same concern that Mr. Fee had when I
19 was out at the institution the day that I understand they were
20 going to lock it down and do the full search. They pulled the
21 search and the lockdown, so we were advised, because of my
22 presence.

23 They did not mention this to me. I would
24 certainly have told them to proceed with the lockdown and
25 search, and I still would have come.

26 So, we immediately, when we learned about this,
27 got involved with the Department, so that we were assured that
28 action was being taken.

1 Now, independent of our involvement with the
2 Department of Corrections, action was being taken. The facility
3 itself had created a special task force that was monitoring and
4 searching, and so forth, was addressing the problems there. At
5 the same time, Headquarters, through the Office of Internal
6 Affairs, had begun a more comprehensive investigation of this.
7 And at the same time, the Fiscal and Audits Division of the
8 Department of Corrections was likewise looking at it.

9 So, it was my judgment that we needed to remain
10 in our monitoring role until we had reports in front of us. We
11 needed to be sure that they were doing it, doing the things that
12 I'm representing that they were doing, and they were. And we
13 needed to be ready to review everything that came out of it.

14 The OIA, Office of Internal Affairs, work is
15 just now being completed on it. It has been going for some
16 time. The entire institution was searched. All of the action
17 that I think should have been taken was taken. A number of
18 contraband items were found, although none of the explosive
19 materials that were of concern to us.

20 The concerns that Mr. Fee raises are quite
21 legitimate. I do want the Committee and Mr. Fee to know that we
22 have been very much on top of this, that we have been in
23 communication not only with the institution, but with the
24 Director and the Director's office.

25 CHAIRMAN BURTON: If you could keep our staff
26 advised.

27 MR. WHITE: I will do that, Senator.

28 One little footnote that relates not to this

1 specifically, but more generally to our ability to release
2 information not only to complainants, but also to Legislators,
3 and others who have a legitimate interest and reason to know
4 what it is we're finding.

5 We work under the most Byzantine, complex,
6 spaghetti of laws, both in the Government Code and the Penal
7 Code which relate to what we can say and what we can't say about
8 an ongoing investigation. The general thrust is, everything is
9 secret, and if you advise anybody about it, you're committing a
10 misdemeanor.

11 Now, I can advise the Governor. There's not a
12 question about that. And I can advise this Committee or a
13 Member of this Committee if the Member requests this information
14 from us in the first instance. That is, if you were to say,
15 would you please look into this matter at Sierra Conservation
16 Camp, I could investigate it --

17 CHAIRMAN BURTON: How about something that's
18 brought to our attention like now, that's now in the public
19 domain and may well be a subheadline above the fold in the L.A.
20 Times?

21 MR. WHITE: We could advise you, Senator, and we
22 will. But it would have to be essentially a redacted advisement
23 with respect to names and so forth.

24 CHAIRMAN BURTON: That's all right.

25 MR. WHITE: But one of the things I wanted to
26 suggest -- it's not something to attend to today, but I simply
27 want to put this in the heads of the Members here -- is that it
28 may be appropriate for the Legislature to revisit the matrix of

1 law which relate to what we can say, and what has to be
2 confidential, and particularly with respect to the Legislature.

3 And secondly, with respect to that point, it is a
4 good idea, I think, for the Legislature to establish that an
5 executive session of this Committee, or some subset of the
6 Senate, can be held, that we can advise in executive session,
7 and that that doesn't render the information public.

8 As the law stands now, it may surprise you as it
9 does me, even though we're in executive session, that would
10 become public information and could be used in private
11 litigation or otherwise.

12 CHAIRMAN BURTON: Okay, thank you.

13 Senator Lewis.

14 SENATOR LEWIS: Question for Mr. Fee.

15 At the beginning of your testimony, did you say
16 that either a friend or a co-worker of yours was subject to
17 retaliatory action?

18 MR. FEE: A correctional peace officer. It's the
19 last packet of the pamphlet that I handed you. That is a
20 response by him after he resigned from the task force that I was
21 chairing to determine whether or not we had problems with the
22 unauthorized release of confidential information of staff to
23 inmates.

24 That individual resigned, and subsequently, he
25 was written a very -- how shall I put it -- nasty memo by the
26 Chief Deputy Warden, making specific demands of him that he did
27 actually cover in his resignation letter.

28 The last pamphlet that you have there is his

1 response to that letter.

2 MR. WHITE: Mr. Chairman, on that point, I've
3 just checked with staff to be sure that I wasn't overlooking
4 something.

5 We have not gotten a request or a complaint about
6 that retaliation. We will investigate all retaliation claims,
7 and that would certainly be one of them.

8 CHAIRMAN BURTON: Maybe it's working its way
9 through.

10 Any other witnesses in opposition? Senator
11 Knight.

12 SENATOR KNIGHT: You say it's working its way
13 through the process there.

14 There shouldn't be any process mechanism in order
15 to get a complaint to the IG; should there?

16 MR. WHITE: No. I don't think that it's to my
17 office yet, Senator.

18 SENATOR KNIGHT: But why not? It should go
19 direct; shouldn't it?

20 MR. WHITE: It may not have been submitted by the
21 complainant. That's what I'm saying. We don't have it. We
22 will, as soon as we get it, log it and move it.

23 CHAIRMAN BURTON: I was assuming it was working
24 its way through the process, which means from the time it's put
25 into the mail box, until it goes in, gets sorted.

26 SENATOR KNIGHT: I just wanted some
27 clarification.

28 CHAIRMAN BURTON: Yes, sir.

1 MR. UEKERT: Mr. Chairman, Members of the
2 Committee, I would apologize that haven't got enough copies of
3 this report for everyone.

4 CHAIRMAN BURTON: Without objection, it will be
5 made part of the record.

6 MR. UEKERT: I apologize for that.

7 My name is Kim Uekert. I've been a correctional
8 officer at Sierra Conservation Center for 17 years, and in the
9 Department for 17 years.

10 The original issue report that, Mr. Burton, that
11 you have received there is the only copy that I have of that
12 document.

13 CHAIRMAN BURTON: You can have it back.

14 MR. UEKERT: That's quite all right. I have
15 another copy of my own, and I'm sure that Mr. White has it also,
16 has a copy. In fact, he should have four, dating back to, I
17 believe, the year 1997.

18 My concerns are not necessarily to object to
19 Mr. White in and of himself, other than the fact that he is now
20 running a department that I feel is defunct and deficient.

21 I sent Mr. Ken O'Brian, who was the original head
22 of the IG's office a copy of this issue report that you have,
23 sir. I received no response from him.

24 Mr. Ford Cannut, who was the President of the
25 Supervisors Organization, also sent this copy of the 33-page
26 issue report.

27 This was -- I should give you a little background
28 on this, and I'll to be just as brief as possible.

1 This report is concerning a sex discrimination
2 alleged charges against five individuals at Sierra Center, I
3 being one of them. The investigator took it upon herself to
4 falsify witness testimony, falsify her written reports.
5 Actually forged documents, transcripts, and so on.

6 What we did, sir, was file criminal charges
7 against the investigator, Ms. Toni Pacheco, who is at the
8 forefront of that report. And Mr. Evert Fisher, Special Agent
9 for SSU, was called in by Detective Bernie Malloy, who was in
10 charge of the investigation, to conduct this investigatory of
11 her investigation. That summarizes to where we get to this
12 point.

13 In this 33-page report, he did in fact establish
14 that all of the aforementioned is true, that she was guilty of
15 Penal Code violations -- Penal Codes 132, 134, I believe 115,
16 118, 118(A), and 129.

17 Nothing was done, period. Mr. Ken O'Brian was
18 notified about this document, was sent this document. He said
19 that he would not drop the ball on this particular issue. Saw
20 everything that was wrong in this document, and would do
21 something about it. From that point on, nothing was done.

22 Since that time, I believe, as of a year ago,
23 another copy was sent to the Inspector General's office, and
24 nothing was done.

25 Mr. White indicated earlier that he said that we
26 should follow the chain of command.

27 Sir, at this particular time, I have my briefcase
28 approximately two inches thick of paper in which I followed the

1 chain of command all the way up to the Governor's Office.

2 I talked to Ms. Carol Whiteside at that
3 particular time, who directed me back to Mr. Joe Sandoval, who
4 was the head of the Department of Youth, Adult and Youth
5 Correctional facilities at that particular time. That was just
6 before Mr. Senator Peace, as I called it, dressed down
7 Mr. Sandoval and asked him to step down.

8 Mr. Thomas Mattox then came in and addressed the
9 issue that Mr. Sandoval had not directed to, or had not directed
10 his issues to in regards to --

11 CHAIRMAN BURTON: Okay, let's fast forward.

12 MR. UEKERT: I am currently a victim of what
13 Mr. White just now pointed out to this Committee of the IVL
14 investigatory. He says that OIA was conducting an investigation
15 of that particular issue. I have been found in this document
16 that was supplied to three or four of you -- I have been found a
17 victim, a sustained victim, of allegedly assaulting an associate
18 warden.

19 This document was given to me by OIA --

20 CHAIRMAN BURTON: You're convicted of assaulting
21 the assistant warden?

22 MR. UEKERT: Associate warden, yes.

23 CHAIRMAN BURTON: So, you're not a victim.

24 MR. UEKERT: Well, I'm a victim of false
25 allegations, sir, and false charges, correct. They have been
26 sustained by OIA. This is a document that says that I have been
27 found guilty of the alleged charges in this particular document,
28 okay.

1 So the investigation is concluded. It is done. I
2 have been found guilty.

3 I have been off on stress, sir. I have been off
4 based on the fact that of these false allegations, I believe
5 this document is false even on the investigator's part based on
6 a statement that indicates --

7 CHAIRMAN BURTON: Sir, you stressed out. You did
8 not get discharged?

9 MR. UEKERT: No, I have not been discharged, sir.

10 CHAIRMAN BURTON: You are still a correctional
11 officer?

12 MR. UEKERT: I am still a correctional officer.

13 CHAIRMAN BURTON: Off on disability?

14 MR. UEKERT: Correct. I filed a disability
15 claim, sir, because of --

16 CHAIRMAN BURTON: I understand.

17 MR. UEKERT: What has transpired here, sir, is I
18 am accused of assaulting --

19 CHAIRMAN BURTON: What would you have this man
20 do? This stuff all happened before he was here. At least I'm
21 looking at 1996.

22 MR. UEKERT: That happened. This is currently
23 ongoing.

24 From what I understand, this package was given to
25 him the date the incident occurred. Rick Callison, who is the
26 head of CCPOA, has given Mr. White a copy of this particular
27 issue.

28 CHAIRMAN BURTON: There's a time stamped about

1 three weeks ago.

2 MR. UEKERT: Correct.

3 From what I understand, Mr. White was actually at
4 the institution the day after this incident occurred. I was
5 escorted off because I was placed on ATO time.

6 I believe what they tried to do was, as he
7 correctly noted, kept him away from certain scenarios. And I
8 respect that particular position that he took.

9 I contacted Mr. Eely of OIA, and I said that I
10 had questions in regards to OIA's position of investigating this
11 particular issue based on the fact that Mr. Heiss --

12 CHAIRMAN BURTON: OIA is --

13 MR. UEKERT: The Internal Affairs
14 investigatory --

15 CHAIRMAN BURTON: So, we're right back to him.
16 What would you have this man do? He's right there sitting with
17 you.

18 MR. UEKERT: I need to -- so that he's fully
19 aware of what's going on here, I need to --

20 CHAIRMAN BURTON: The best way to make him fully
21 aware, sir, would be after this hearing, to either --

22 MR. UEKERT: I've sent him an entire package of
23 this in January.

24 CHAIRMAN BURTON: Yes, January 25th; it's three
25 weeks ago. I imagine, and I'm not sticking up for him, I don't
26 know anything, but I imagine that it's not the only package that
27 came to his attention. What I assume is that somebody in his
28 office, when he gets a package like this, would send you a note

1 acknowledging the fact that they got this stuff, and have you
2 make an appointment with I don't know who's in the office to get
3 a face-to-face.

4 But we are not competent here to do anything
5 except get you guys together.

6 MR. UEKERT: I understand.

7 MR. WHITE: Mr. Chairman, may I just say
8 something briefly that may give some closure, and that is that
9 we did receive a call from Mr. Uekert on January 23rd. We did a
10 preliminary review, and we opened a case on February 7th, and a
11 letter of acknowledgement was sent on February 8th.

12 So, this is moving exactly as it ought to. Most
13 of the events that Mr. Uekert has talked about, of course,
14 preceded this administration, and statutes have run, and
15 everything else.

16 CHAIRMAN BURTON: Did you get the letter of
17 acknowledgement?

18 MR. UEKERT: No, I have not, sir.

19 My main concern in this whole thing --

20 CHAIRMAN BURTON: Hold on; just wait for a
21 minute.

22 They sent it out. You've got the same current
23 address or something?

24 MR. UEKERT: Yes.

25 MR. WHITE: It was just mailed February 8th.
26 That's yesterday.

27 We just got the request, and we responded to it.

28 MR. UEKERT: I appreciate his input.

1 What I'm trying to explain to this Committee is
2 that I have heard this before. I've heard this same song and
3 dance.

4 CHAIRMAN BURTON: You have not heard it from an
5 Inspector General.

6 MR. UEKERT: Yes, I have, sir. Not from this
7 particular Inspector General. His predecessor and Mr. Ken
8 O'Brian, who was in here before him.

9 So, what I'd like, and like I said, I'm
10 re-establishing my position again, I am not opposed to Mr.
11 White. I'm opposed to the Department, who has shined my
12 position on since I gave them this particular copy of it two
13 years ago.

14 CHAIRMAN BURTON: That's why there is an
15 Inspector General, because people didn't think that the
16 Department was doing the J.O.B.

17 MR. UEKERT: Absolutely.

18 I am hoping that Mr. White can establish some
19 credibility with the employees of the Department of -- excuse
20 me, Correction, not Corruption, and that's what I believe it is,
21 but that's still beside the point, I'm sorry.

22 I'm hoping that he can establish some kind of
23 credibility with the Department of Corrections because there
24 needs to be. These people are committing criminal acts and are
25 getting away with it and not being held accountable.

26 So, my question to him is, he said that he was
27 working with them. If they are discovered doing criminal acts,
28 will they be held accountable in the criminal system, which any

1 one of us would if we were held guilty, or held accountable for?

2 CHAIRMAN BURTON: He has not, I hope, got the
3 power to indict people if he finds violations of the Penal Code
4 that, he knows that, having been a DA, refers it to the DA in
5 the appropriate county to take action.

6 I personally don't want to see anybody with the
7 ability to indict. He could take it to the Senate or the Grand
8 Jury, do something else.

9 I think that you certainly have brought the
10 matter to his attention. Had this been next week, you would
11 have gotten the letter.

12 I think that you're going to get the type of
13 action --

14 MR. UEKERT: I hope so.

15 CHAIRMAN BURTON: -- that you're seeking.

16 Thank you.

17 MR. UEKERT: Thank you, sir.

18 CHAIRMAN BURTON: Any others? Senator Knight.

19 SENATOR KNIGHT: One question of the witness.

20 MR. UEKERT: Yes, sir.

21 SENATOR KNIGHT: First of all, a question of Mr.
22 White, but you, too.

23 I would assume that any information that you get
24 that would constitute a criminal activity, that you're obligated
25 and you are dedicated to provide that to the district attorney,
26 and encourage the DA to take action.

27 MR. WHITE: Yes.

28 SENATOR KNIGHT: You made a statement in the

1 beginning of your testimony about the fact that you were
2 referred to moving your complaint through the process and up the
3 channel; is that right?

4 MR. UEKERT: Yes, that's correct.

5 SENATOR KNIGHT: That is not, to my
6 understanding, the purpose of an IG. The purpose of the IG is
7 to not have to go through the process or through the chain of
8 command in order to effect a complaint.

9 He should be able to go directly to the IG. I
10 don't think the IG should be saying, send it up through the
11 channels.

12 CHAIRMAN BURTON: I asked that question, and I
13 believe he said that anybody is free to go directly to the IG.

14 SENATOR KNIGHT: But I don't think the IG should
15 be recommending or encouraging people to go through the
16 channels.

17 CHAIRMAN BURTON: That's a good point. What we
18 learned in the service, wasn't it, Colonel? You always go
19 direct to the IG.

20 SENATOR KNIGHT: That was your right.

21 CHAIRMAN BURTON: You bet it was.

22 And if you wrote your Congressman, you got CI,
23 Congressional Interference.

24 SENATOR KNIGHT: Oh, Congressional Interference.

25 CHAIRMAN BURTON: It scared you to death, didn't
26 it.

27 But I think that is a point. Why would, if
28 somebody comes with a beef, that you tell them why don't you go

1 back through the chain of command?

2 MR. WHITE: Mr. Chairman, we will make a judgment
3 on that whether it could be addressed through the chain of.
4 Command.

5 There are thousands and thousands of these
6 grievances that come up through all of these departments that we
7 oversee, and the consequence of us just taking them as original
8 jurisdiction office would mean that our staff would literally be
9 in the thousands. And I don't think that that's the direction
10 the Legislature or the Governor wants to go.

11 We do encourage people, if they think that
12 they're not going to get a fair hearing in their department, we
13 don't require that they take the next step.

14 But many of these things can and are resolved --
15 can be and are resolved within the department.

16 And remember, too, that we get these also from
17 the inmates; these aren't just staff. And believe me, inmates
18 have a lot of grievances.

19 We would have more than a cottage industry going
20 in about three weeks if we were to take all of these on original
21 jurisdiction.

22 SENATOR KNIGHT: Those that you evaluate, can't
23 you send back to who ever the cognizant organization is and say,
24 can't you resolve this back here?

25 MR. WHITE: We do do that, Senator, if we think
26 that it's one that should go to the department.

27 But lots of times people feel that they can get a
28 fair hearing in their department, or at least want to give them

1 a chance.

2 And I think also the department, I think to hold
3 the directors accountable for their department, they need to
4 have, on the whole, an opportunity to fix their problems. If
5 all their problems just get shifted to the Inspector General, it
6 makes it, I think, harder for them to clean their own house.

7 CHAIRMAN BURTON: Would you be more likely to
8 send an employee back through channels than an inmate?

9 MR. WHITE: No.

10 CHAIRMAN BURTON: I mean, the employee, they've
11 got a union; they've got a situation, they can do stuff.

12 You know, you've got an inmate. You send them
13 back through channels, where the channel probably started with
14 what he or she perceived the problem would be.

15 MR. WHITE: I say we're not more likely, Senator,
16 because we would be looking at those independently and making, I
17 think, an informed judgment of whether this person is going to
18 get, has been getting, or will get a fair shot at a fair
19 review.

20 Inmate -- I don't make that distinction between
21 the inmates and the staff for that purpose.

22 CHAIRMAN BURTON: I think I would. It just seems
23 to me that if I was a guard, I would have a better shot maybe,
24 depending on what it was, going through the system.

25 If you're an inmate, unless it's inmate versus
26 inmate, I think going through the system ain't going to do them
27 a hell of a lot of good. That's just my theory on life.

28 Senator Knight, any other questions?

1 Moved by Senator Burton. Call the roll.

2 I'm sorry, hold on.

3 FROM THE AUDIENCE: I had a view to express, if I
4 could.

5 CHAIRMAN BURTON: Be my guest.

6 MR. LANGLEY: Chairman Burton, distinguished
7 Members of the Committee, my name is Gary Langley,
8 L-a-n-g-l-e-y.

9 I'm a retired correctional captain with the
10 California Department of Corrections. I spent 23 years with the
11 Department, and worked my way up through the ranks.

12 I was forced to medical retire. I did not want
13 to, but it was as a result of abuse by administrative staff at
14 the institution I last worked at.

15 And to make a long story short, because I know
16 brevity is in order here, I filed lawsuit. An outstanding law
17 firm here in Sacramento represented the Department of
18 Corrections: Kronick, Moskovitz, Tiedemann, and Girard. And
19 basically, they out gunned my one measly attorney that I could
20 hire. My attorney became ill -- two heart attacks, a broken
21 back -- and was unable to do the necessary things. Therefore, I
22 lost the Summary Judgment Motion.

23 It was finally decided by the two new attorneys
24 that I hired so much was lost after five or six years of
25 fighting the case, it would be best just to settle with the
26 Department to avoid legal fees, paying the state, although I had
27 significant documentation to prove my point.

28 I tell you all of this just to bring you current

1 in case Mr. White should have this information.

2 I went to the IG's office last February. I don't
3 recall who his predecessor was, but Mr. White was not in office
4 at that time.

5 I met with a young lady by the name of Solange
6 Brooks. Perhaps some of you know her. I don't know what
7 capacity, but my impression was that she was, perhaps, second in
8 command of that office at the time.

9 When I showed Ms. Brooks the documentation that I
10 had, it was my perception, and my layman's opinion -- I'm not an
11 attorney -- that I had sufficient documentation to demonstrate
12 that a warden had committed serious felonious acts, and that he
13 tried to perpetrate witness tampering in my federal lawsuit by
14 threatening a correctional captain at his institution, under his
15 charge, just prior to depositions. This captain wrote an
16 extensive letter to his superiors in Sacramento.

17 The Department of Corrections never believed that
18 I would ever obtain a copy of this letter, but I did. It's a
19 detailed letter explaining what this captain went through by
20 this warden, and the threats he was subjected to.

21 At that same time that this was -- that I became
22 aware of this document, as some of you may remember, President
23 Clinton was going through some ordeals. I did not know what
24 subordination of perjury was. I had never even heard the term
25 prior to this. After I heard all the experts across the county
26 describe subordination of perjury, I soon became somewhat of a
27 layman expert and applied it to the letter that I had in my
28 possession.

1 This was presented to the Department of
2 Corrections during the course of depositions.

3 You mentioned earlier, Senator Knight, something
4 about being obligated to report felonious acts, or at least what
5 I perceive to be felonious acts.

6 I don't think the Department did anything. High
7 level people in Sacramento were aware of it. They did nothing,
8 in my estimation.

9 CHAIRMAN BURTON: What would you have this man
10 do?

11 MR. LANGLEY: This brings me -- Senator, you're
12 right.

13 I went to the Inspector General's office last
14 February. Mr. White was not in office. I met with Ms. Brooks.
15 In her words, she says, "My God, this is probably the most
16 serious thing brought to this office."

17 Two days later she called me up and told me that
18 she'd talked to the then-current IG and said it was
19 exceptionally serious, that they wanted to look into it. And
20 then a few days later, she called back and said, we're getting a
21 new IG. She says, can you hold off for a couple of months until
22 he becomes acclimated. I said, certainly.

23 I waited.

24 CHAIRMAN BURTON: So, what you would like him to
25 do is have his office review the documentation that you sent,
26 and that this woman said was the most serious affront that, at
27 least, she had seen?

28 MR. LANGLEY: Well, the point that I'm trying to

1 make, Senator, is the fact his office has had these documents
2 for a year.

3 CHAIRMAN BURTON: I understand they have it, and
4 it may have got caught in the switch; it may not, who knows?
5 The point being that, do you know if that woman's still there,
6 Mr. White?

7 MR. WHITE: She is not, Senator.

8 CHAIRMAN BURTON: She ain't there, either. I've
9 had the same problem.

10 MR. LANGLEY: She is available. I understand
11 she --

12 CHAIRMAN BURTON: I'm sure that there's a file
13 number, or a file name, and that you'd have somebody look at it
14 and see what just happened, if people just kind of went by the
15 wayside. A new one came in; she took a hike. Nobody knew that
16 the file was there.

17 MR. LANGLEY: If you will give me just a moment,
18 Senator, I think you'll understand my position.

19 I had told Ms. Brooks that I would send her
20 additional documentation on other matters. Several months went
21 by because the documents were so voluminous. And she said,
22 "We're going to close this case if you don't get these documents
23 in by this time."

24 So, when I called her, she gave me an extension.
25 And then during the course of the conversation, it was brought
26 to my attention that the new Inspector General had, in fact,
27 come from the law firm of Kronick, Moskovitz, Tiedemann, and
28 Girard, which is the same law firm that I was fighting at the

1 time, and that concerned me.

2 This was just few days before Ms. Brooks was to
3 leave to go to C-POST as the interim director, I believe.

4 I asked her if it was possible that I could meet
5 with Mr. White, because nothing had been done regarding my
6 documentation that I had provided.

7 CHAIRMAN BURTON: Here he is.

8 MR. LANGLEY: I met with Mr. White in December.
9 I contacted Mr. Martin Hoshino. He was gracious enough to
10 arrange for a meeting.

11 We had a very lengthy conversation and meeting in
12 his office. He was very gracious at the time. I expressed my
13 concerns to him. I wondered where his loyalties truly lied.

14 He told me it lied with the position and doing
15 the job.

16 A few days later, I received a call from
17 Mr. Hoshino, explaining to me that they were initiating, finally
18 now, after ten months, an immediate investigation into my
19 documentation, which had been in that office the whole time,
20 which he supposedly was aware of.

21 CHAIRMAN BURTON: We understand.

22 MR. LANGLEY: Then, on January 21st, a letter was
23 typed up to me.

24 Now, keeping in mind the documents I provided
25 dealt primarily with a 1997 issue, 98 percent of the documents
26 primarily dealt with '97.

27 The letter was written by Mr. Hoshino, stating,
28 we have reviewed everything, and the issues from '92 to '94, the

1 time constraints have now gone by. There's nothing we can do
2 criminally or administratively. And most of the people you're
3 referring to have either retired, are deceased, or have
4 resigned.

5 CHAIRMAN BURTON: So, we still have from '95 to
6 today.

7 MR. LANGLEY: Well, I'd be happy if they'd had
8 just looked at the '97 issue, which was predominantly what I
9 gave them.

10 Unfortunately, what I told Mr. White is that,
11 "Mr. White, I will be at your confirmation hearing. You will
12 determine which way I'm going to express myself."

13 So, of course, two days later I was told they
14 were going to investigate it. Then I get this letter on the
15 21st of January telling me --

16 CHAIRMAN BURTON: The letter said what?

17 MR. LANGLEY: There was nothing there. It never
18 even mentioned the '97 issue. It's as if it fell off the face
19 of the earth.

20 CHAIRMAN BURTON: So, the letter said there's
21 nothing between '92 and '94?

22 MR. LANGLEY: Correct.

23 CHAIRMAN BURTON: Could somebody take look at
24 1997?

25 MR. WHITE: Mr. Chairman, we have done that. And
26 during the course of all these conversations, there were
27 numerous communications from us to Mr. Langley, and requests
28 both oral and in writing for documents that he possessed that he

1 declined to give us. He wanted, first of all, to determine that
2 there wasn't any, as he expressed it, confusion about where I
3 worked, whether it was for my old law firm or for the Inspector
4 General's office.

5 When I sat down with him I said, "Mr. Langley, we
6 need those documents. If you've got something that you want us
7 to look at, you need to provide us those documents."

8 We'd been requesting those for several months
9 running now, since before I even became the Inspector General.

10 He said that he needed to know whether he had a
11 confidence level in us, with me as the Inspector General.

12 CHAIRMAN BURTON: Senator Lewis.

13 SENATOR LEWIS: With regard to the documents, he
14 referenced one that seems rather important, the document from, I
15 believe, he said a captain who said that he was suborned to
16 commit perjury.

17 Do you have in your possession, or have you
18 reviewed that particular letter?

19 MR. WHITE: We have some documents which are
20 inclusive of that. They were not all the documents that he
21 talked about.

22 He made a number of allegations exclusive of that
23 that we wanted also to look into.

24 The one that we have we are looking into. In
25 fact, we have -- see, this is another area where we just can't
26 get into. We have been in discussions with two prosecutorial
27 agencies, federal and state.

28 CHAIRMAN BURTON: You've got that document.

1 MR. WHITE: And we've been moving on it.

2 CHAIRMAN BURTON: And you're moving on that
3 document.

4 Senator Lewis.

5 SENATOR LEWIS: That one particular document you
6 do have?

7 MR. WHITE: We have -- yes.

8 We do not have the documents that he refers to.
9 We have a small --

10 CHAIRMAN BURTON: You have the letter he referred
11 to that may or may not be prime facie evidence that somebody
12 suborned perjury.

13 MR. WHITE: That's correct.

14 CHAIRMAN BURTON: And you're looking into that.

15 MR. WHITE: Yes.

16 MR. LANGLEY: In closing, Senator, and I think
17 it'll put everything in perspective.

18 A week ago last Friday, because I had not heard
19 from them after I had called and left a message for Mr. Hoshino
20 after receiving the letter, I called back. I left a message,
21 and I talked to a Mr. Minard out of the IG's office. I talked
22 to him twice.

23 Ultimately, a Mr. Regis Lane contacted me, and we
24 talked extensively for one or two days. He told me on that
25 Friday that he had been delegated the task to look into this
26 issue, and that he would contact me the following day, Saturday.
27 And I said, you're working? He says, "Yes, I'm working on this
28 thing Saturday. I'll call you 10:00 a.m."

1 I waited all day Saturday and Sunday. No
2 contact. I waited nine days. No contact until this past Monday.

3 I contacted Mr. Lane, and Mr. Lane told me -- I
4 said, "What happened to the phone call, Regis?"

5 He says, "Well, all I wanted was those other
6 documents from you, but you know what? After reviewing
7 everything, I realized I had everything I needed and more. I
8 didn't need any more documents from you for this issue. And
9 that's why I didn't contact you."

10 I do not say -- I think that Mr. White has
11 fantastic credentials, but either he does not have a handle on
12 his office, or as Mr. Minard told me, out of your office, "Gee,
13 Gary, maybe yours just fell through the cracks for a year," and
14 after all my reminding, and supposedly about something that was
15 one of the largest issues in their office, and it fell through
16 the cracks?

17 One final statement and I'm done, Senator.

18 One of the biggest concerns of correctional
19 employees, and it was brought up a few times here in
20 conversation today with other folks, is that there's two sets of
21 standards for justice application within the Department. That
22 for the lower level people, and that for the higher level.

23 In my opinion, 23 years of experience, it
24 absolutely exists. And I'm kind of concerned with Mr. White
25 that maybe it's permeated his area.

26 Therefore, I do not agree with his confirmation.

27 I thank you all for this time.

28 CHAIRMAN BURTON: Call the roll.

1 SECRETARY WEBB: Senator Hughes.

2 SENATOR HUGHES: Aye.

3 SECRETARY WEBB: Hughes Aye. Senator Knight.

4 Senator O'Connell. Senator Lewis.

5 SENATOR LEWIS: Aye.

6 SECRETARY WEBB: Lewis Aye. Senator Burton.

7 CHAIRMAN BURTON: Aye.

8 SECRETARY WEBB: Burton Aye. Three to zero.

9 CHAIRMAN BURTON: Thank you.

10 Congratulations.

11 MR. WHITE: Thank you, Mr. Chairman, and thank
12 you, Members.

13 [Thereupon this portion of the
14 Senate Rules Committee hearing was
15 terminated at approximately 11:11 A.M.]

16 --ooOoo--

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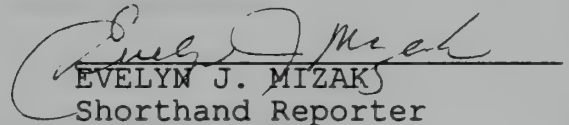
CERTIFICATE OF SHORTHAND REPORTER

I, EVELYN J. MIZAK, a Shorthand Reporter of the State of California, do hereby certify:

That I am a disinterested person herein; that the foregoing transcript of the Senate Rules Committee hearing was reported verbatim in shorthand by me, Evelyn J. Mizak, and thereafter transcribed into typewriting.

I further certify that I am not of counsel or attorney for any of the parties to said hearing, nor in any way interested in the outcome of said hearing.

IN WITNESS WHEREOF, I have hereunto set my hand this 11th day of February, 2000.


EVELYN J. MIZAK
Shorthand Reporter

**Statement of Inspector General Steve White of the Youth and Adult
Correctional Agency before the Senate Rules Committee on Wednesday,
February 9, 2000**

Mr. Chairman and members of the committee, thank you for the opportunity to appear before you today. I feel privileged to have been selected by Governor Davis to serve in his administration and to lead the Office of the Inspector General.

The Inspector General's Office changed dramatically in the last year. In that span of time, we evolved from a two-person entity inside the Youth and Adult Correctional Agency with a limited mandate to an independent office with vastly expanded duties.

The Office of the Inspector General has broad responsibilities for overseeing California's correctional agencies. Oversight of the state's correctional system presents immense and unique challenges. We confront significant and volatile issues that affect the public's confidence in its government.

Although the duties required of the Inspector General's Office are complex, our mission is clear: to protect public safety by safeguarding the integrity of the correctional system.

Events of recent years have eroded the public's confidence in California's correctional institutions. Too often we hear of problems and abuses in our prisons and juvenile facilities.

My goals as Inspector General are to provide leadership and direction to help restore the public's confidence in California's correctional agencies and to ensure safety and fairness within the institutions. We do this by spending time in the institutions, learning the problems, and ensuring that they are addressed.

Shortly after I assumed office, I made a personal commitment to visit every one of the 33 Department of Corrections institutions and 11 California Youth Authority facilities in the state during my first year in office. My purpose was to meet every warden and superintendent face to face — to walk every institution — and to observe first hand how the facilities are run. After eight months in office, I have fulfilled that commitment.

We know, and I have observed during my visits, that the great majority of correctional employees perform their duties professionally and effectively. But we also recognize that misconduct by a small percentage compromises the integrity of the whole system and creates serious and unnecessary risks for staff, inmates, and wards in an already dangerous environment.

We will continue to use investigations and audits to illuminate specific issues, promote efficiency, identify recurring problems, and assess responsibility and accountability for mission failures.

An established independent and credible investigations mechanism that scrutinizes all internal affairs investigations of serious official misconduct will produce two important results. First, it will standardize and regulate the investigative practices and policies of the correctional system — in turn, promoting accuracy, fairness, and credibility. Second, it will deter misconduct and prevent incidents that compromise our integrity, threaten our safety, and cost us dollars.

In 1999, the Inspector General's Office made full use of its investigative and audit powers. We conducted ten special major investigations at the request of the Governor and members of the legislature. In addition we reviewed some 800 Department of Corrections internal affairs investigations involving allegations of serious employee misconduct. We opened more than 200 new cases of reported misconduct on the part of correctional agencies and resolved a substantial proportion of those cases. We also resolved more than 40 cases that had been carried over from 1997 and 1998. We opened a toll-free call center to enable the public and others to report possible wrongdoing by correctional agencies. In 1999, the Inspector General's Office made full use of its investigative and audit powers.

Last year we also completed five management review audits: two of adult prisons and three of youth correctional facilities. This year we will perform at least eight more such audits and begin a series of other audits directed at specific programs and areas. These audits and special reviews will continue to provide valuable prison management evaluations. We will help wardens, superintendents, and directors meet their specific institution missions and produce efficiencies and savings. With these tools, we will learn and describe what is working and what is not.

Identifying the problems and determining accountability are often the easy part of what we do. Perhaps our greatest contribution will be in the strength of our recommendations — the changes to practices and policies that we can foster. We will work with the correctional system to ensure that the problems we identify are less likely to recur. Despite thorough and objective work, we recognize that some of our recommendations will not be popular and that not all will be welcomed. Nevertheless, we remain steadfast in our commitment to the responsibilities and challenges the Legislature and the Governor have given us.

This concludes my prepared statement. I would be happy to answer any questions you may have.

EXHIBIT VOLUME
SENATE RULES COMMITTEE
STATE OF CALIFORNIA

WEDNESDAY, FEBRUARY 9, 2000

State of California

Memorandum

Date : September 24, 1999

To : Mike Pickett
Regional Administrator, North
Institutions Division

From : Sierra Conservation Center, Jamestown, CA 95327

JIM DAVIS


JAN 25 2000

STATE LEGAL

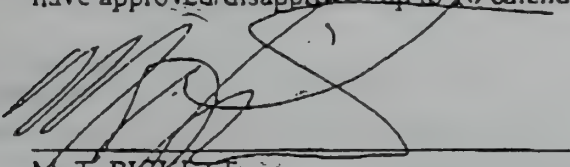
Subject: ADMINISTRATIVE LEAVE PENDING INVESTIGATION

Effective September 24, 1999, I have placed Correctional Officer Kim S. Uekert on Administrative Leave (ATO) for a period of 5 calendar days.

I am requesting that you approve the allowable 10 days ATO which should allow for completion of an internal affairs investigation into allegations that Officer Uekert brandished a knife in the face of a staff member in an intimidating and threatening manner. It is not in our best interest to have Officer Uekert on institutional grounds pending the outcome of this internal affairs investigation.


MATTHEW C. KRAMER
Wardencc: Investigative Services Unit
Employee Relations Officer
Personnel Operations SectionAPPROVAL/DISAPPROVAL

I have read the aforementioned and agree that placement on ATO is appropriate and have approved/disapproved up to 10 calendar days.


M. T. PICKETT
Regional Administrator - North
Institutions Division9/27/99
DATE

FEB 01 2000

INTERNAL AFFAIRS
Investigation Request☐ CATEGORY I☐ Approved☐ DisapprovedTO: M. C. Kramer, Warden
Sierra Conservation Center

CASE #: I-SCC-053-99

☐ CATEGORY II☐ Approved☐ DisapprovedTO: Assistant Director, Office of Internal Affairs
VIA: Regional Special Investigator-In-Charge

CASE #:

REQUESTED BY:

Name: M. C. Kramer Title: Warden Telephone: (209) 98
Division: Sierra Conservation Center Address: P. O. Box 497, Jamestown, Ca. 95327
Signature: *[Signature]* Date:

COMPLAINANT:

Name: R. Murphy Title: Investigative Services Unit Lieutenant
Address: Sierra Conservation Center, P. O. Box 497, Jamestown, Ca. 95327 Telephone: (209) 98

SUBJECT OF INVESTIGATION:

Name: Uekert, Kim Title: Correctional Officer
SSN: 552-88-5861 DOB: 08-08-53 CDC Hire Date: 01-10-83
Address: 2420 Roble Ave., Modesto, Ca. 95354 Telephone: (209) 525
Address: Sierra Conservation Center, P. O. Box 497, Jamestown, Ca. 95327 Telephone: (209) 98

ALLEGATION(S): Conduct/Threatening With a Weapon. None Firearm Date: September 24, 1999 Time: 0910 Hours Location: SCC Ecology

Narrative (Use additional sheets if necessary):

On Friday, September 24, 1999, at approximately 0910 Hours, SCC Staff were conducting a contraband search of the Ecology Center. During this search, numerous items of contraband were discovered, as well as an unauthorized inmate weight room equipped with weights removed from yard and weight piles. Associate Warden William Heise contacted Ecology Crew Officer Uekert regarding his knowledge of the weight room and other items of contraband found under his control. Heise, accompanied by Associate Warden John Martin and Office Assistant Marcy Salyers, walked out of the Ecology Center office. Heise, Martin and Salyers report that Officer Uekert exited the office with a knife, measuring approximately fourteen inches in length, and proceeded directly to Heise informing him that the knife was just given to him by Culinary Staff for disposal. They reported that Uekert became agitated and began waving the knife in front of Heise's face. They stated that Uekert then walked a short distance from Heise, turned and proceeded directly to Heise again, stood approximately six inches from Heise's face and began waving the knife close to Heise's face in a threatening manner. Heise, Martin, nor Salyer could recall what Uekert was saying to Heise as they were focusing their attentions on the knife and Uekert's intimidating manner. Uekert then turned and left the area. See attached memorandums for additional information.

INVESTIGATING EMPLOYEE:

Name: Title:
Address: Telephone:

WORK HISTORY

UEKERT, Kim S.
Correctional Officer

1. Location and Dates of Assignment:

- a. California Department of Corrections. 01-10-83
- b. Sierra Conservation Center, 03-28-88.

2. Prior Adverse Actions:

- a. Letter of Instruction, dated 7-20-98, for use of force policy.
- b. Letter of Instruction, dated 10-23-95, for distractions/alertness.
- c. Demotion, dated 12-13-93, for dishonesty, insubordination, discrimination.

ELEVEN
LETTERS? WHERE?

3. Special Commendations:

- a. Letter of Commendation, dated 2-1-93, for attendance.
- b. Letter of Appreciation, dated 1-9-92, for performance.
- c. Letter of Appreciation, dated 9-9-91, for performance.
- d. Letter of Appreciation, dated 7-1-91, for assistance during an emergency.
- e. Letter of Appreciation, dated 4-22-91, for performance.
- f. Letter of Appreciation, dated 4-10-91, for performance.
- g. Letter of Appreciation, dated 3-8-87, for performance.
- h. Letter of Commendation, dated 2-23-86, for performance.

4. Incident Reports:

- a. None noted.

5. Summary of Pertinent Comments in Performance Reports:

- a. Standard.

DEPARTMENT OF CORRECTIONS

SIERRA CONSERVATION CENTER

P.O. BOX 497

JAMIESTOWN, CA 95327-0497

(209) 984-5291

NOTICE OF LEAVE OF ABSENCE PENDING
INVESTIGATION (ATO)

TO: KIM S. UEKERT

CLASSIFICATION: CORRECTIONAL OFFICER

PLACE OF EMPLOYMENT: SIERRA CONSERVATION CENTER

I

Pursuant to Government Code Sections 11152, you are hereby placed on Administrative Leave of Absence effective: September 24, 1999.


II

This action is taken pending an internal affairs investigation into allegations that you brandished a knife in the face of a staff member in an intimidating and threatening manner.

III

During this leave period you are relieved of all duties, rights, and powers arising out of your employment, including your peace officer powers. Your privilege to carry a concealed firearm off-duty has been revoked. Please be advised that you are still considered an employee of the department and that you should be available during normal working hours of the institution. You may complete necessary errands; however, you shall notify the Captain for Sierra Conservation Center whenever you will be at a location other than your normal residence and you must be reachable by telephone.

DATED: September 24, 1999


MATTHEW C. KRAMER
Warden

Memorandum

Date : September 24, 1999


To : Kim S. Uekert
Correctional Officer

From : Sierra Conservation Center, Jamestown, CA 95327

Subject: SUSPENSION OF AUTHORIZATION TO CARRY FIREARM

This is to inform you that effective immediately, your authorization to carry or possess an off-duty firearm, as prescribed under Penal Code Section 830.5, is hereby suspended pending investigation into the incident in which you were involved with on this date.

If you have any questions, please contact M. J. Fox, Employee Relations Officer, at (209) 984-5291, extension 5265.


MATTHEW C. KRAMER
Warden

cc: Chief Deputy Warden
Captain Lattimore
M. J. Fox, ERO
Personnel

Memorandum

Date : September 24, 1999

To : Mike Pickett
Regional Administrator, North
Institutions Division

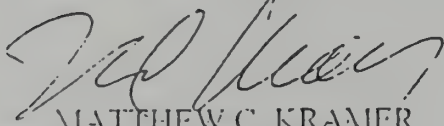
From : Sierra Conservation Center, Jamestown, CA 95327

Subject: ADMINISTRATIVE LEAVE PENDING INVESTIGATION

Effective September 24, 1999, I have placed Correctional Officer Kim S. Uekert on Administrative Leave (ATO). for a period of 5 calendar days.

I am requesting that you approve the allowable 10 days ATO which should allow for completion of an internal affairs investigation into allegations that Officer Uekert brandished a knife in the face of a staff member in an intimidating and threatening manner. It is not in our best interest to have Officer Uekert on institutional grounds pending the outcome of this internal affairs investigation.

→ WHY DID THEY LET M
COME BACK IF THE CHARGES
WERE SUSTAINED?


MATTHEW C. KRAMER
Warden

cc: Investigative Services Unit
Employee Relations Officer
Personnel Operations Section

APPROVAL/DISAPPROVAL

I have read the aforementioned and agree that placement on ATO is appropriate and have approved/disapproved up to 10 calendar days.

M. T. PICKETT
Regional Administrator - North
Institutions Division

DATE

SIERRA CONSERVATION CENTER
P O BOX 497
5100 O'BYRNES FERRY ROAD
JAMESTOWN, CA 95327

CONFIDENTIAL

FAX COVER SHEET

DATE: 9/24/99

TO: M.T. PICKETT

PHONE: (916) 327-9112

REGIONAL ADMINISTRATOR

FAX: _____

FROM: M.C. KRAMER

PHONE: (209) 984-5291

Warden

FAX: (209) 984-3607

Number of pages including cover sheet: 2

RE: _____

Message: _____

LAST TRANSACTION REPORT FOR HP FAX-700 SERIES

VERSION: 01

FAX NAME: WARDEN
FAX NUMBER: 2099843607

DATE: 24-SEP
TIME: 15:51

DATE	TIME	REMOTE FAX NAME AND NUMBER	DURATION	PG	RESULT	DIAGNOS
24-SEP	15:51 S	916 322 4140	0:00:51	2	OK	663840100

S=FAX SENT
O=POLLED OUT(FAX SENT)

TO PRINT THIS REPORT AUTOMATICALLY. SELECT AUTOMATIC REPORTS IN THE SETTINGS MENU.
TO PRINT MANUALLY. PRESS THE REPORT/SPACE BUTTON. THEN PRESS ENTER.

Memorandum

Date : September 24, 1999

To : M. C. Kramer
Warden

From : Sierra Conservation Center, Jamestown, CA 95327

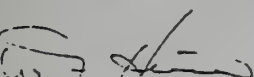
Subject : CORRECTIONAL OFFICER UEKERT

At approximately 0910 hours on September 24, 1999, at Sierra Conservation Center's Ecology Center, I was supervising a search team for possible contraband.

I was informed by Sgt. K. Petrey of an inmate weight lifting room. I approached Correctional Officer K. Uekert about having knowledge of an inmate weight lifting room. Officer Uekert's response was, "I use the weight room as motivation." At this time, I reminded Officer Uekert of the Director's Policy of no weight lifting equipment for inmates. I then walked into the Ecology Center correctional officer's office, and observed numerous unaccounted for tools. I proceeded outside the Ecology Center building with John Martin Associate Warden, and Marcy Salyers, Office Assistant, and continued to observe the searching. *Time Frame Pending*

Officer Uekert exited the Ecology Center with an approximate 10-inch French knife and proceeded in my direction, stating that this knife was just given to him for disposal by the culinary department. Officer Uekert became highly agitated and waved the knife in front of my face. It appeared to me that he was attempting to intimidate me by standing very close and was waving the knife in my face. At one point, Officer Uekert walked away from me approximately 3 to 4 yards, then turned and proceeded to be directly in front of my face. Officer Uekert, at this time, was approximately six to eight inches away from me. Officer Uekert waved the knife from side to side and a few times in front of my face. At this time, Officer Uekert turned and went into the Ecology Center and continued to search.

This report is written for your information and disposition.


W. F. HEISE
Associate Warden
Central Division

Memorandum

Date : September 24, 1999

To : W. F. Heise
Associate Warden
Central Division

From : Sierra Conservation Center, Jamestown, CA 95327

Subject :

As instructed by you, I am writing this memorandum regarding the incident that I observed at the Ecology Center on this date,

At Approximately 0910 hours, while scribing for the IDL/Ecology search. I observed Correctional Officer K. Uekert come out of the officer's door of the Ecology Center. He was carrying a white handled butcher's knife, approximately 10 inches long. Officer Uekert came over to where you, Associate Warden Business Services John Martin, and myself were standing. Officer Uekert was directing his comments to you and stated, "see Heise this is the stuff I get, this is from Culinary" (referring to the knife). As Officer Uekert was talking, he was standing very close to you, approximately one foot away, and he was waving the knife in all kinds of directions. A couple of times I needed to back away because the knife seemed very close to me. I heard you tell Officer Uekert that these tools should not be left in an unsecured office.

I observed Officer Uekert start to walk back towards the Ecology Office. He then turned around and walked up to you. It seemed to me, that as if to try to intimidate you, Officer Uekert stood face to face (approximately 6 inches) from you, he was still waving the knife around, and at one point the knife was close to your face. Officer Uekert then turned around and went back inside the Ecology Center.

If you have any further questions, please contact me at extension 5468.

M. Salyers

M. SALYERS
Office Assistant
Mariposa Unit

Memorandum

Date : September 24, 1999

To : M. C. Kramer
Warden

From : Sierra Conservation Center, Jamestown, CA 95327

Subject: SECURITY SEARCH

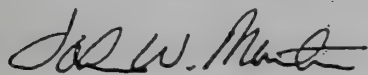
On Friday, September 24, 1999, Sierra Conservation Center (SCC) conducted a security search at the Inmate Day Labor (IDL) project, the inmate firefighter's quarters, and the ecology and recycling building.

During this search, I accompanied Associate Warden Bill Heise on a walk-through inspection of the ecology recycling building. Upon entering the building, it was discovered that inmates had been allowed to utilize lockers for their own personal use. Custody staff were in the process of emptying the lockers and discarding what appeared to be significant amounts of inmate personal articles. Upon exiting the building, we passed through the Correctional Officers' office and discovered uncontrolled tools, newspapers, books, and a radio. *UNCONTROLLED & ACCORDING TO WHO? & WHERE WERE THEY?*

(TIME FRAME BETWEEN)
After exiting the building, Bill Heise, Marcy Salyers, Office Assistant, and myself were standing outside when Correctional Officer Kim Eukert came out of the building with a chef's knife in his hand and approached Bill Heise. Waving the knife around in an argumentative manner, Officer Eukert said, "See, this is the kind of stuff I get out here." Officer Eukert got within a foot of Bill Heise, continued to wave the knife around, and argued about his ability to control Hot Trash. After a few moments, Officer Eukert walked back toward the building. He then turned around, walked back to Bill Heise, and waving the knife around in an intimidating manner, got within a foot of Bill Heise and continued to argue. The second time Officer Eukert approached Bill Heise, Marcy Salyers, who was standing to the left of me, stepped back as if she were afraid of a confrontation. After a few moments of waving the knife around and arguing, Officer Eukert returned to the building and we left the area. *OR MINUTES?*

It was apparent that Officer Eukert was upset, and was trying to defend himself by making excuses for the lack of control and the condition of his work area.

If you have any questions or concerns regarding this incident, please contact me.



JOHN W. MARTIN
Associate Warden
Business Services

Last Name, First Name, Middle Initial	Badge #	Incident Date	Incident Log #
CHULT F. D.	3169	SEPT 24 1999	

☐ Continuation of Report☐ Additional Information☐ Clarification Request

Narrative:

ON FRIDAY, SEPT 24, 1999 AT APPROXIMATELY 0945 HOURS, DURING A SEARCH OF THE ECOLOGY CENTER I ASSISTED A MR. W. F. HEISE IN A SEARCH OF OFFICER K. ECKERT LUNCH BOX. OFFICER ECKERT WAS PRESENT AND WHEN ASKED IF HE WOULD ALLOW THE SEARCH HE COMPLIED. WITHOUT COMPLAINTS OFFICER ECKERT TOOK THREE SMALL CONTAINERS FROM HIS LUNCH BOX THAT CONTAINED PRESCRIPTION DRUGS. OFFICER ECKERT EXPLAINED THAT HE HAD MEDICAL CONDITIONS AND NEEDS TO HAVE THE MEDS. MR. HEISE AND I SUSPECTED THAT ONE OF THE MEDS. LOOKED LIKE AN UNAUTHORIZED DRUG. MR. HEISE INSTRUCTED OFFICER ECKERT TO WAIT OUTSIDE OF THE ECOLOGY CENTER OFFICE SO A FIELD TEST COULD BE CONDUCTED. THE DRUG TESTED NEGATIVE AND OFFICER ECKERT WAS GIVEN BACK HIS LUNCH. I DID NOTE THAT OFFICER ECKERT APPEARED TO BE VERY UPSET.

Reporting Sub/Signature	Date
-------------------------	------

LT. F. D. Chult

9-24-99

Reviewed Signature	Approval	Clarification Needed	Date
--------------------	----------	----------------------	------

☐☐

Name: First Name Last Initial	Badge #	Incident Date	Incident Log #
WATSON, T			

Continuation of Report	<input type="checkbox"/> Additional Information	<input type="checkbox"/> Clarification Request
------------------------	---	--

Officer's Name: _____

ON SEPTEMBER 24, 1999 AT APPROXIMATELY 3900 HOURS. I CONDUCTED A SEARCH OF THE ECOLOGY WORK SIGHT AREA. DURING THE SEARCH I ASSISTED IN THE REMOVAL OF WEIGHTS, RADIO'S FANS AND CLOTHING. I ALSO ASSISTED IN THE REMOVAL OF ALL STORAGE LOCKERS BEING STORED IN THE ECOLOGY AREA.

AT THE COMPLETION OF SEARCHING THE ECOLOGY AREA I ASSISTED THE B TEAM IN THE REMOVAL OF A WOODEN PICNIC TABLE AND SEVERAL PORTABLE BENCHES BEING KEPT AT A CAMP SIGHT AREA LOCATED WEST OF THE ECOLOGY WORK SIGHT AREA.

AT APPROXIMATELY 1100 HOURS WE RETURNED TO THE FIREHOUSE WHERE WE SEARCHED THE FIREHOUSE AND THE LIVING AREAS OF THE INMATES LIVING AT THE FIREHOUSE. I SEARCHED THE INMATE BATHROOM AND LOCKER # 9 BELONGING TO INMATE RUBBINS (P28182). I FOUND ONE RF RADIO AND ONE PORTABLE FAN WITH NO NAME OR NUMBER ON THEM. THE RADIO AND FAN WERE TURNED OVER TO THE FIREHOUSE STAFF FOR DISPOSAL. END OF SEARCH.

Reporting Staff Signature	Date		
T. Watson			
Officer's Signature	Approved	Classification Needed	Date
	<input type="checkbox"/>	<input type="checkbox"/>	

Officer Name: PEDROSO, JOE F.	Badge #: 38440	Incident Date: 9-24-99	Location: Ecology Center
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☐ Continuation of Report
 ☒ Additional Information
 ☐ Clarification Request

Narrative:

ON SEPTEMBER 24, 1999 I WAS INSTRUCTED BY SERGEANT D. PEREZ TO SEARCH THE ECOLOGY CENTER. I REMOVED CLOTHING AND GARBAGE FROM THE ECOLOGY CENTER TO THE CORP YARD. I FOUND NO CONTRABAND.

AFTER THE ECOLOGY CENTER I WAS DIRECTED BY SERGEANT D. PEREZ TO SEARCH AN OLD WORK CREW TO DISMANTLE AN UNAUTHORIZED CREW SITE WEST OF THE ECOLOGY CENTER, NEAR SHOTGUN CREEK. THE SITE HAD A WOODEN TABLE AND SEVERAL CAR SEATS AROUND THE CAMP FIRE. THE MATERIAL WAS DISPOSED OF AT THE ECOLOGY CENTER.

SERGEANT PEREZ DIRECTED ME TO SEARCH THE PRISON CONTROL OFFICE LOCATED NEXT TO THE FIRE HOUSE. I REMOVED WEIGHTS FROM THE ROOM. AS I SEARCHED BOXES OF NEW GARBAGE BAGS I SAW A HANDWRITTEN LETTER IN AN STAMPED ENVELOPE UNDER ONE OF THE BOXES. I GAVE THE LETTER TO SGT. K. CALHOUN. THE WEIGHTS WERE TAKEN TO THE SIERRA CONSERVATION CENTER ECOLOGY CENTER.

THIS CONCLUDED THE SEARCH.

Reporting Officer Signature: <i>J. F. Pedroso</i>	Officer Name: J. F. PEDROSO, SGT.	Date: 9-24-99
Approved: _____	Clarification Needed: <input type="checkbox"/>	Date: _____

Memorandum

CONFIDENTIAL

Date : SEPTEMBER 24, 1999
To : LT. R. MURPHY
I.S.U. LIETENANT

From : Sierra Conservation Center, Jamestown, CA. 95327

Subject: STAFF ADDRESS FOUND IN INMATES LOCKER

ON FRIDAY SEPTEMBER 24, 1999 at approximately 1115 hours, while performing my duties as a member of the sensitive information task force, I discovered a piece yellow paper with firefighter S. Self home address. The piece of paper was hidden behind a picture on the shelf, above the bed. This bed is assigned to inmate Olague D04337 F. H. 03, this was confirmed by calling central control and also the mail inside the locker and bed area was addressed to inmate Olague. I gave the evidence to I.S.U. sergeant R. Mills at 1145 hours.

R. Storm

R. STORM
Correctional officer

10. W. HEISE AW

DATE: 9/21

FROM: K. ULEKENT

CORRECTIONAL OFFICER

SUBJECT: WEIGHTS, RADIOS, TOOLS, BIBLE
& OTHER ALLEGED UNAUTHORIZED READING MA-
TERIAL, CLOTHING.

WHEN I WAS ASSIGNED TO ECOLOGY/16
AFTER THE BID PROCESS, ALL ITEMS ARE
EXCEPT MY BIBLE AND ALLEGED UNAUTH-
ORIZED READING MATERIAL WERE ON THE WORK
SITE WHEN I TOOK OVER THE JOB.

THE WEIGHTS - (NO EXCUSE), THE RADIO
THEY ARE FIX THEM & LISTEN TO THEM WHEN
THEY ARE WORKING. THE ONE (1) IN THE OFFICE
I NEVER TURN-ON, (ASK UNIT 91)

TOOLS - THEY COME OUT AT DIFFERENT
AND WE ARE TOLD
TO ~~GET~~ IF THEY ARE
RID

I CALL CAMPS (LT. SUMMERSSET) WHO
PICKED ~~UP~~ ^{SOME UP} ~~SOME~~, E. BULLARD WHO RUNS

CORP. YARD, SHE PUTS THEM OUT FOR BID
THEY GO OUT IN THE 40 YARD DUMPSTER
MONDAYS, WEDNESDAYS AND FRIDAYS. THE
TOOL BOX IN THE OFFICE WAS KEPT FOR STAP-
LER, WIRE (HAND CUTTERS), SCREW DRIVERS, WIRE

5. I FEEL ALL OTHERS ARE PROCESSED
OUT ~~BEFORE~~ THE 40 YARD DUMPSTER M/W/F
CLOTHING - COMES IN ALL THE DUMPSTERS
FROM THE (3) THREE YARD TO THE (1) ONE & (2)
TWO YARDS. NO INMATE IS ALLOWED TO BRING
OR WEAR ANYTHING BACK INTO THE INSTITUTION
OTHER THAN WHAT HE BRINGS OUT.

BIBLE - I READ THE WORD BECAUSE GOD
TELLS ME TO, SO I CAN CONFIRM TO
JESUS CHRIST AND BECOME CHRIST LIKE SO
I CAN ENDURE TRIALS AND TRIBULATIONS
SUCH AS THERE AND COME OUT A BETTER
PERSON. I GENERALLY READ THE WORD WHEN
THE I/M'S ARE BACK INSIDE AND ALL MY
OTHER ^{WORK} ~~PAPER~~ IS DONE OR I DON'T
READ. I READ FROM APPROXIMATELY 1445 TO 1500 HOURS
^{ALLEGED}
OTHER UNAUTHORIZED READING MATERIAL - MY
WIFE WENT TO WOMEN'S RETREAT (CHURCH)
FROM 9/23/99 - 9/25/99 SO I PICKED UP THE
NEWS PAPER, PUT IT IN MY LUNCH BAG SO
NO ONE WOULD STEAL IT BEFORE I GOT HOME.
NORMALLY I WOULD HAVE HANDED THE PAPER
TO MY WIFE THROUGH MY FRONT WINDOW. I
DIDN'T BRING A NEWS PAPER TO WORK TO READ
THE OTHER BOOK IN MY LUNCH BAG (OUTSIDE OF
BAG) I TAKE TO THE CHURCH ON TUESDAY & WED.
DAYS BECAUSE I GO FROM WORK (500) RIGHT TO

IF YOU HAVE ANY FURTHER QUESTION
I CAN BE CONTACTED AT EXT # 5708.

R. UELKE

COMPENSATION OFFICER

Memorandum

Date : September 24, 1999

To : All Concerned

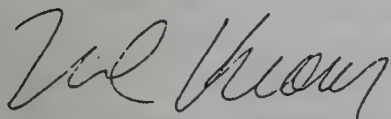
From : Sierra Conservation Center, Jamestown 95327

Subject: CORRECTIONAL OFFICER KIM UEKERT

Effective Friday, September 24, 1999, Correctional Officer Kim Uekert is not allowed on Sierra Conservation Center grounds without permission from the Warden or Chief Deputy Warden.

Contact the Correctional Captain-Custody at extension 5417 or, during non-business hours, the Watch Commander, at extension 5439, if Correctional Officer Uekert requests permission to enter institutional grounds.

This memorandum will remain in effect until further notice.



MATTHEW C. KRAMER
Warden
Sierra Conservation Center

cc: Warden
Chief Deputy Warden
Employee Relations Officer
Investigative Services Unit

Uekent
J. A. Fowler

On September 24, 1999, a search
was conducted of the Ecology
center at Sierra Conservation Center.
The search revealed numerous security
susceptibilities. These were, a weight
lifting room inside a cone box,
numerous tools not on inventory and
unsecured, numerous unsecured radios
and non-state issue stationery that
could be utilized in escape attempts.

Warden Patrick Kramer authorized
a follow-up investigation to
determine the responsible parties
for these policies and security
breaches.

INTERNAL AFFAIRS INVESTIGATION REQUEST

TO: C. A. Terhune Director Department of Corrections	Internal Affairs Investigator Name: Robert Blake Title: Special Agent Location: Office of Internal Affairs – Northern	
Attn: Richard J. Ehle Assistant Director Office of Internal Affairs	Case Number: N-SCC-344-99	Date: November 23, 1999

CONFIDENTIAL

SUBJECT **Name:** UEKERT, Kim
 Classification: Correctional Officer
 Location: Sierra Conservation Center
 Date of Birth: August 8, 1953
 SSN: 552-88-5861
 CDC Hire Date: January 1, 1983

SYNOPSIS OF ALLEGATIONS

On September 24, 1999, M. C. Kramer, Warden, Sierra Conservation Center (SCC), requested a Category II investigation based on the alleged misconduct of Correctional Officer (CO) UEKERT. It is alleged on September 24, 1999, at approximately 0910 hours, SCC staff were conducting a contraband search of the Ecology Center. During this search, numerous items of contraband were discovered, as well as an unauthorized weight room equipped with weights removed from yard weight piles. Associate Warden (AW) Heise contacted Ecology crew Officer UEKERT regarding his knowledge of the weight room and other items of contraband found under his control. Heise accompanied by AW Martin and Office Assistant (OA) Slayers, walked out of the Ecology Center office. Heise, Martin and Slayers reported UEKERT exited the office with a knife, measuring approximately ten inches in length, and proceeded directly to Heise informing him the knife was just given to him by culinary staff for disposal. They reported UEKERT then walked a short distance from Heise, turned and proceeded directly to Heise again, stood approximately six inches from Heise's face and began waving the knife close to Heise's face in a threatening manner. Neither Heise, Martin, nor Slayers could recall what UEKERT was saying to Heise as they were focusing their attention on the knife and UEKERT's intimidating manner. UEKERT then turned and left the area.

WHAT IF
 WERE
 THEY?

WHERE
 THIS
 FROM?

ALLEGED?

INVESTIGATION

On September 27, 1999, Special Agent (SA) Blake was assigned to conduct the investigation into the September 24, 1999 incident. In preparation for this assignment, SA Blake reviewed the Internal Affairs Investigation Request (CDC 989) (Attachment A) and the available supporting documents.

OCTOBER 4, 1999 INTERVIEW WITH JOHN MARTIN

At approximately 0920 hours, SA Blake conducted a tape-recorded interview (Evidence #1) with AW Martin. The interview was relevant to Martin's knowledge of the September 24, 1999, incident during a contraband search of the Ecology Center. The recorded interview was held at the Warden's conference room, SCC. Martin was interviewed as a witness and provided the following information.

Martin stated on September 24, 1999, the institution was conducting a security audit of the Inmate Day Labor (IDL) program, and Ecology Center, which is located outside the security perimeter of the facility. Martin said he along with Marcy Salyers, accompanied Mr. Heise to the IDL building.

Martin indicated after leaving the IDL building they proceed towards the Ecology Center. As Heise entered the Ecology building through the east entrance, he walked around the Ecology building to the conex boxes to see what type of "hot tools" were being stored. Martin stated as he approached the conex boxes, Sergeant (Sgt.) Petrey stopped him and said "Martin, you need to see this." Martin said he followed Petrey into the Ecology building where he observed "what he would consider a huge mess." Martin stated he proceeded through the building to the officer's office where he observed Heise. As he entered the office, he observed several items considered contraband, radios, large quantity of uncontrolled tools, and numerous security issues.

Martin said he, Heise, and Salyers left the office then exited the building using the back door of the officer's office. Subsequently, as they were standing outside the Ecology building UEKERT followed behind them holding a large "french knife" by the handle in his right hand. UEKERT walked in an "aggressive tone" towards Heise and stated "see, this is the kinda stuff I get out here." shaking the knife in his hand. UEKERT stopped his approach approximately "a foot from Heise," still flashing the knife around in his right hand. UEKERT then raised the knife a least one time in the direction of Heise's face in a back and forth motion. Martin stated simultaneously a relative heated discussion erupted between Heise and UEKERT concerning security issues relating to the Ecology Center. Martin indicated this discussion continued for a minute or two, then UEKERT turned and walked away from Heise. UEKERT then made an abrupt stop, turned around, again approached Heise and continued the argument and his action "with the knife."

Martin indicated he was no longer concerned with the conversation between Heise and UEKERT but of "what his actions were going to be." UEKERT continued swinging the knife back, forth, up, down, and around Heise's face. Martin stated he felt the action of UEKERT was intimidating. As UEKERT approached Heise the second time, Salyers took a step back as it appeared she was also intimidated and afraid.

SALYERS SAYS SHE
BACKED UP THE FIRST
TIME NOT SECOND

TO AFRAID TO MAKE IT DOWN
IN THE MINUTES?

FOLLOWED R
BEHIND ME
& BIRD BIT
THEY SAW
NOTHING
HANDS!

WHAT WAS I SAYING

BROKEN
COULDN'T

Martin said he remembered some of the conversation between Heise and UEKERT, which centered on a weight room and of security issues related to the weights. UEKERT responded by saying "he used it as ~~at perk~~ for the inmates." Martin said it appeared to him UEKERT was being argumentative, attempting to defend his action. UEKERT was trying to defend his practice in allowing inmates ~~"perks"~~ he knew they should not have.

MOTIVATIONAL
PERKS THERE
A DIFFERENCE

Martin stated he felt the actions of UEKERT towards Heise were threatening and intimidating. Martin said if it is your intention to show somebody a "hot tool item," there is a way to do it, you most certainly would not do it in an unsafe manner, you do not flash it around, you do not wave it around."

WAS NOT
TRAINED IN
HOT TRASH
PRESENTATION

Martin said the actions of UEKERT raised his adrenaline level; however, he did not personally feel threatened by UEKERT. However, he did feel Heise was being threatened and if something were to happen, he would have to "step-in."

SCARED!

Martin stated he felt UEKERT might strike Heise with the knife, his thoughts were about how he was going to "take this guy down" if he decided to do something.

IF IT WERE THAT SERIOUS HE SHOULD HAVE
STEPPED IN AND IT SHOULD HAVE BEEN MARKED DOWN!!

OCTOBER 4, 1999 INTERVIEW WITH MARCY SALYERS

At approximately 0950 hours, SA Blake conducted a tape-recorded interview (Evidence # 2) with OA Marcy Salyers. The interview was relevant to Slayer's knowledge of the September 24, 1999, incident during a contraband search of the Ecology Center. The recorded interview was held at the Warden's conference room. SCC. Salyers was interviewed as a witness and provided the following information.

Salyers stated Heise approached her with a request she perform the duties of a scribe, on the morning of September 24, 1999. Salyers said she accompanied Heise, along with Martin, to the Ecology Center where a search was being conducted for uncontrolled contraband. She, along with Heise, Martin, and Lieutenant (Lt.) Bird walked into the officer's office where Bird found located under the desk, a toolbox with numerous types of tools, hammers, screwdrivers, bolt cutters, both large and small. Heise, upon observing the tools said "get Officer UEKERT in here." Salyers stated upon the arrival of UEKERT, Heise asked him about the tools that had been found. UEKERT responded by saying those were tools he received from different areas of the institution as "hot trash" to be disposed off. Heise told UEKERT he needed to keep those items secured in a locked locker and to dispose of them, not just leave them under a desk.

HOW WOULD SHE
KNOW ABOUT ALL
THOSE TOOLS WHEN
THEY WERE OFF

ALL THE THINGS SHE ALLEGEDLY SAYS
I SAY OUTSIDE ALSO. ONE WHAT HEISE SAYS.

Salyers said she, Heise, and Martin left the Ecology Center and walked outside. As they were all just standing there, UEKERT came out of the building carrying a white handled butcher's knife, approximately ten inches long, holding it up in the air saying "see Heise, this is the kinda of stuff I get in here." UEKERT was walking towards Heise; he stopped about two to three feet from him and began to talk. As he was talking to Heise about the tools, UEKERT was waving the knife around in different directions. Salyers indicated a couple of times, as UEKERT continued to wave the knife around, she had to "stand back because it was close to her, it was a pretty long knife."

(First Time or Second Time I HE MARTIN SAID)

Salyers stated Heise and UEKERT began to talk about the weight pile and why the weight pile was there. UEKERT said he had no excuse for the weights, but the tools were given to him at different times. Heise told UEKERT he needed to keep those tools secured in a locked locker. UEKERT explained he keeps the door locked and does not let anybody into his office.

*WHERE WERE
TOOLS?*

Salyers said UEKERT then walked away but he stopped, turned around, and again walked towards Heise, but this time he got very close, about six inches from Heise's face. UEKERT again began to talk about the weight pile and how he had no excuse for the weights. Salyers said this time UEKERT placed the knife near their faces telling Heise he will take care of the tools. UEKERT then turned around and walked back into the Ecology Center.

Salyers stated she did not observe the knife directly in Heise's face, but as UEKERT was talking, the knife was on the side of his face. Salyers said it was her belief UEKERT was "just talking with his hands, but the knife was in his hand." Salyers indicated Heise did not back up when UEKERT was waving the knife, he stood his ground, he did not move.

Salyers said UEKERT appeared very upset and was speaking in a very loud voice. Salyers said it was her opinion the more Heise stood still, the more upset UEKERT got.

Salyers said she had a conversation with Heise some time later. During the conversation, she asked Heise "how was he able to remain so calm." He said that is just the way he is." Salyers said Heise appeared to snicker to himself, not out loud but to himself about the incident with UEKERT. Salyers said Heise did not appear overly concerned. However, Salyers said she felt threatened by the actions of UEKERT. As UEKERT was waving the knife around, she felt she needed to step back because of her close proximity to Heise. Salyers indicated she does not know UEKERT, but felt intimidated with him having a knife. Salyers said she had no idea how far UEKERT would go.

*INVESTIGATOR
OPINION
CHECK T*

Salyers stated in closing Heise told her of a prior "past" he had with UEKERT; however, he did not provide any specific information other than he and UEKERT had had problems.

OCTOBER 4, 1999 INTERVIEW WITH WILLIAM HEISE

At approximately 1100 hours, SA Blake conducted a tape-recorded interview (Evidence #3) with Heise. The interview was relevant to Heise's knowledge of the September 24, 1999, incident during a contraband search of the Ecology Center. The recorded interview was held at the Warden's conference room, SCC. Heise provided the following information.

Heise stated on September 23, 1999, the day before the incident, Warden Kramer asked him to "set up a plan" to execute a search of the IDL area, the Ecology Center, and if time permitted, search the Firehouse. Kramer based his request on intelligence received from interviews of "some inmates" and intelligence from staff assigned to the institution's Investigative Services Unit (ISU).

Heise indicated he was placed in charge of "setting up a task force" which involved searching for possible "gun powder, explosives, and blasting caps."

Heise said on Friday, September 24, 1999, Kramer ordered the entire institution secured to facilitate the search of the designated areas. The search was executed at approximately 0800 hours. Heise stated as he reported to the Ecology Center he was advised of an illegal weight room. Heise said he did observe weights and some weight benches, which should have been destroyed, stored in a conex box located just outside the Ecology Center. Heise stated he questioned UEKERT as to why the weights and benches were being stored. UEKERT responded by saying he used them for motivational purposes. Heise stated he told UEKERT "the Director does not have a policy on motivation. However, he does on the exclusion of weights." *How long? ... THEM*

Heise indicated as he walked into the Ecology Center it was obvious to him the inmates were not being supervised and the building was filthy with numerous contraband items throughout. Heise said he then proceeded to the officer's station. Once inside he observed a radio and a "tool box" with additional tools lying on the office floor. UEKERT was questioned about the tools and other contraband items stored within the office. Heise stated because of his observations, he "properly showed a little bit of frustration in his facile expression, it was a bad scene."

Heise stated as he left the officer's station, he walked outside, followed by Martin, and Salyers. As all three were standing outside the Ecology Center, UEKERT exited the building waving what appeared to be a "french knife."

Heise said UEKERT came up very close to him, about two feet away, waving the french knife back and forth in front of his face stating "this is what the butcher shop just dropped off." Heise said his initial feeling in response to UEKERT waving the knife and of his agitated appearance was "he is trying to intimidate me." UEKERT was talking very quickly and appeared nervous waving the knife.

OR ...
MARTIN ...
PERKS!
How would ...
know? ...
MEDFORD WAS
INVENTING IT
MEDFORD ...
BIRD ...
WITH ME!

Heise stated he remained calm although UEKERT was trying to intimidate him. Heise stated UEKERT appeared to become even more frustrated at the fact he was not intimidated by his actions.

SAYS HE
NOT INTIMIDATED

Heise stated there was a discussion between him and UEKERT; however, because he was "watching the knife" he does not remember what was said.

NOT A VERY GOOD OBSERVER!!

Heise said UEKERT subsequently turned, walked approximately three or four yards then stopped abruptly, turned again and approached him a second time, but this time UEKERT got "real close to him, still waving the knife in front of his face" in a back and forth motion. Heise said UEKERT was close enough he could almost smell his breath, he was saying something but again he was looking at the knife and did not hear what was said. UEKERT continued waving the knife for "a little while," then turned and walked away.

ASSAULTING

Heise indicated his priority at the time was to complete the search; however, sometime later in the day he directed Acting Captain Bird to retrieve the knife from the Ecology Center. Bird then instructed Sgt. Mefford to "get the knife." Heise stated the knife was brought to him and he turned it over to the ISU. Heise said he did not take the knife from UEKERT or mark the knife as evidence.

Heise said he had known UEKERT for many years, UEKERT was a Sergeant at SCC. However, adverse action was taken against UEKERT after his testimony at a State Personnel Board hearing (SPB) resulting in a demotion to a CO. In addition, there was a situation where he served UEKERT a Letter of Instruction (LOI) for "distractions" being less than alert.

LIED
SPB

SA Blake asked Heise if it was customary for UEKERT to talk with his hands. Heise said, "yes, yes he does talk that way." However, this time it was different, UEKERT invaded my space, UEKERT, because of his closeness, provided no comfort level. UEKERT not only tried to intimidate him but he also invaded his space.

SA Blake asked Heise if he was threatened by the actions of UEKERT. Heise responded saying the first time UEKERT approached him "he would not say he felt threatened" he felt UEKERT was attempting to intimidate him by using the knife, waving it in front of his face. The blade of the knife was not pointed towards him, the knife was used in a back and forth motion.

IS THIS WHEN

SALVENS FELT INTIMIDATED?

However, the second time he was approached by UEKERT with the knife he felt more cautious, he was thinking, "what am I going to have to do if this guy does something." DIDNT HAVE TO, IT DIDNT HAPPEN (21 FEET)

SA Blake asked Heise if he had an explanation as to why UEKERT would approach him in the manner reported. Heise said he has written UEKERT eleven LOIs in the past for various violations of Director's Rules.

LIE

*

On the day of the incident, UEKERT probably felt he was going to take some kind of adverse action or disciplinary action towards him. *FOR WHAT?*

Him violating my rights?

Heise stated as the search progressed he returned to the Ecology Center officers station. As he entered the office, he observed a black sports type bag with a newspaper sticking out of it. Heise said he asked, "whose is this" and UEKERT said it was his. *THIS WAS FIRST AND ONLY TIME HEISE*

CAME INTO THE OFFICE.

Heise said he gave UEKERT direction to place the bag on the desk, and to open the bag so he could look inside and see the contents. Included in the bag was some religious reading material. Also, on the outside of the bag at each end was a pouch. UEKERT pulled from a pouch a small container similar to a Bayer aspirin bottle. Heise said he told UEKERT to open the bottle and remove the contents. As UEKERT complied, he noticed two or three "white little cross top pills." Heise said he did not know what the pills were, so he instructed all "rank and file employees" to leave the office ensuring only supervisory staff remained. Heise said he radioed for ISU Officer Murphy to report to his location because he suspected one of the cross top pills might be amphetamine or some type of illegal drug. Heise stated he allowed UEKERT to stand at the entrance door but would not allow him into the office while the field test was being performed. Heise indicated some of the items were tested as he was leaving the area, but it was reported to him later, the pills were "store bought stuff like you can buy at the convenience store."

DID HE OBTAIN A SEARCH WARRANT I TOLD HIM WHAT THE PILLS WERE LIED AGAIN. LIED AGAIN ORDER BIRD TO ESCORT ME OUT OF ROOM WHICH IS EXACTLY WHAT I TOLD HIM THEY WERE.

Heise stated upon the completion of the search, he reported to the Warden and documented the events of the day. *I WAS SUCH A THREAT THAT THEY WAITED THE*

WINTER DAY & THEN HEISE LIED TO THE WARDEN.

OCTOBER 4, 1999 INTERVIEW WITH JOHN FOWLER

At approximately 1020 hours, SA Blake conducted a tape-recorded interview (Evidence #4) with CO Fowler. The interview was relevant to Fowler's knowledge of the September 24, 1999, incident during a contraband search of the Ecology Center. Dale Paugh, California Peace Officers Association (CCPOA) represented Fowler. The recorded interview was held at the Warden's conference room, SCC. Fowler was interviewed as a witness and provided the following information.

Fowler explained the procedure for the removal of "hot trash" was on Mondays, Wednesdays, and Fridays. Cal Sierra, the local Waste Management Department, would come to the institution; all designated hot trash would then be loaded and removed.

Fowler said he has never been provided supervisory direction on how to dispose of hot trash, nor is he aware of any documented institutional procedure.

SA Blake asked Fowler when presented with a butcher knife that is broken and considered hot trash, where would he store the knife pending disposal. Fowlers said he would store the knife in his office in a desk drawer, or locked in the "time box locker."

Fowler stated upon his return from vacation in early September he observed a knife in the desk drawer located in the officer's station within the Ecology Center. Fowler said he had no knowledge why the knife was in the drawer or who put it there. Fowler indicated it was his belief the knife remained in the desk drawer for a few weeks before its removal and disposal.

I did not know of it.
Fowler said he became aware of the existence of a weight room located behind the Ecology Center after he was assigned there; however, it was not a weight room, it was just some weights stored in a conex box. Fowler said he had no knowledge of how it was established or who authorized it.

Fowler indicated he was not sure supervisory staff knew of the weights and of their location. However, he received no direction to remove or dispose of the weights.

OCTOBER 4, 1999 INTERVIEW WITH EARL MEFFORD

At approximately 1200 hours, SA Blake conducted a tape-recorded interview (Evidence #5) with Sgt. MEFFORD. The interview was relevant to Mefford's knowledge of the September 24, 1999, incident during a contraband search of the Ecology Center. The recorded interview was held at the Warden's conference room, SCC. Mefford was interviewed as a witness and provided the following information.

Mefford stated on the morning of September 24, 1999, he reported to work as the Outside Patrol Sgt. At about 0900 or 0930 hours, he was instructed by Heise to report to the Ecology Center. Upon his arrival Heise began to question him about some items found within the Ecology Center, such as radios, and some civilian work clothes found in inmate lockers. 1

SA Blake asked Mefford to identify a knife shown to him as the knife found during a search of the officer's station within the Ecology Center. Mefford stated the knife shown to him appeared to be the same knife.

SA Blake asked Mefford when he observed the knife on September 24, 1999, was the knife in one piece. Mefford stated when he retrieved the knife from the desk drawer after the completion of the search it was in one piece.

Mefford stated he received direction from Bird to retrieve the knife and take it to ISU. Mefford said as he removed the knife from the drawer he pulled the handle from the metal stock to ensure the knife and handle would fit in the evidence envelope.

LT CANUT
SAYS HE
MEFFORD
INVENTOR

WAS THE
ALREADY B
HE KNOWS

No. Two
Faint
in the
by the

— ASK Him IF
EVER TOLD ME
GET RID OF THE

CHECK THESE
ON THIS.

MAKING THE
 HEART OF
 THE TALK
 THIS MORNING
 IS OURS
 AS WE
 LISTEN!

30 TO NEXT TO LAST PAGE!

1997

the

1991

K. Petrey

NOVEMBER 15, 1999 INTERVIEW WITH KIM PETREY

At approximately 1305 hours. SA Blake, assisted by ISU Sgt. Bob Mills, conducted a tape-recorded interview (Evidence # 7) with Sgt. Petrey. The interview was relevant to Petrey's knowledge of the September 24, 1999, incident during a contraband search of the Ecology Center. The recorded interview was held at the ISU Interview Room, SCC. Petrey was provided a Notice of Investigatory Interview dated November 15, 1999 (Attachment D). Petrey was interviewed as a witness and provided the following information.

Petrey stated on September 24, 1999, he was assigned by Heise, as the institution Special Emergency Response Team (SERT) Commander, to supervise a team of SERT members to conduct a search of the institution Ecology Center.

Petrey said at approximately 0900 hours on Friday, September 24, 1999, a team of eight SERT members along with the team leader Sgt. Perez arrived at the Ecology Center and began the search.

Petrey indicated he arrived at the Ecology Center at about 0920 observing the entire search team inside the Ecology Center.

SA Blake asked Petrey if he had observed any one within the officer's office upon his arrival. Petrey stated there could have been any number of people in the office however, he had no recollection of who was there. Petrey stated during the time he spent in the Ecology Center, which was about a half hour, he could not specifically remember by name anybody in the office.

Petrey stated he was not sure of the approximate time however, at one point during the day he had observed UEKERT holding what appeared to be two pieces of flat metal stock measuring about sixteen inches long, half inch wide and about a sixteenth of an inch thick. Petrey stated UEKERT showed him the metal stock and stated "this is the kind of stuff I get all the time." In addition, Petrey indicated when he was in the Ecology Center office with UEKERT he pulled from his desk drawer a "knife" with a blade of approximate twelve inches long with a white handle. Petrey said as UEKERT showed him the knife he stated "this is the kind of stuff that gets put back here day in and day out." Petrey said he was not concerned about a knife being in a designated area for hot trash.

Petrey said he at no time observed UEKERT to leave the Ecology Center, however, there was a lot of traffic in and out of the Ecology building, it was difficult to keep up with who was coming and going.

Mills asked Petrey if he had heard Heise during the day of the search say "if anything goes wrong with this I will retire." Petrey said he had remembered Heise making a comment like that before, but he did not recall if Heise made the statement on the day of the search or not. Petrey indicated he has on one or two different occasions heard Heise make the statement, if something goes wrong I will retire.

NOVEMBER 15, 1999 INTERVIEW WITH DON PEREZ

At approximately 1330 hours, SA Blake, assisted by ISU Sgt. Mills, conducted a tape-recorded interview (Evidence # 8) with Sgt. Perez. The interview was relevant to Perez's knowledge of the September 24, 1999, incident during a contraband search of the Ecology Center. The recorded interview was held at the ISU Interview Room, SCC. Perez was provided a Notice of Investigatory Interview dated November 15, 1999 (Attachment E). Petrey was interviewed as a witness and provided the following information.

Perez confirmed on September 24, 1999, his assignment was to search the Ecology Center. Perez indicated as a SERT squad leader he was provided a team of SERT members to assist him. Perez stated he was not certain of the time he and his team arrived at the Ecology Center however, it was in the morning between 0800 hours and 0900 hours.

Perez stated upon the search team completing the outside area of the Ecology Center he and his team entered the Ecology building. Perez indicated as he entered the building he observed UEKERT, who began to assist in the search. Additionally, he observed Petrey and Heist coming in and out of the building checking on the progress of the search.

Perez stated at no time did he observe Heist and UEKERT in the office together. In addition, he did not recall seeing either Heist or UEKERT together during the course of the entire search, they were both there but he could not specifically remember seeing them together.

Mills asked Perez if he remembered UEKERT showing Heist anything at any time during the search of the Ecology Center. Perez stated "not that he recalled." Also, Perez stated he has not been approached by anyone concerning UEKERT, a knife or metal stock.

Mills asked Perez if he had heard Heist make the comment "if something goes wrong with the search, I am just going to retire." Perez said he had heard Heist make that comment at the morning briefing just before commencing with the search. Heist made the comment to the entire search team referring to searching IDL and what may be found in the IDL office building. Heist was concerned because within IDL they are all non-custodial staff assigned. In addition, Heist said "I have a responsibility to maintain institutional security. I am going to conduct this search and if I get into trouble because of it then maybe I will just have to retire." Perez stated Heist made the comment referring to IDL not to the Ecology Center. Perez stated it was his understanding Heist was concerned about "stepping on the toes" of the free staff working within IDL.

JUST HIS INTERPRETATION?

NOVEMBER 15, 1999 INTERVIEW WITH EDWARD POPKE

At approximately 1404 hours, SA Blake, assisted by ISU Sgt. Mills, conducted a tape-recorded interview (Evidence # 9) with CO Popke. The interview was relevant to Popke's knowledge of the September 24, 1999, incident during a contraband search of the Ecology Center. The recorded interview was held at the ISU Interview Room, SCC. Dale Paugh, CCPOA, represented Popke. Popke was provided a Notice of Investigatory Interview dated November 15, 1999 (Attachment F). Popke was interviewed as a witness and provided the following information.

Popke confirmed he was working on September 24, 1999, initially assigned as a search team member. Popke stated upon the conclusion of a search of the IDL work area he responded to the Ecology Center where he was re-assigned to assist Heise. Popke indicated this re-assignment occurred around 1000 hours. Popke stated his responsibility became to identify for Heise different areas of IDL and to provide an escort for Heise and Salyers.

ECOLOGY/IDL SEARCH

9-23-99

- 0700 WARDEN ADVISED HEISE OF THE NEED FOR A SEARCH PLAN.
- 0800 WARDEN INFORMED HEISE TO DEVELOPE A SERACH PLAN FOR ECOLOGY/IDL.

9-24-99

- 0700 HEISE BRIEFED SERT
- 0730 HEISE BRIEFED ADMINISTRATION STAFF
- 0845 SERT WEIGHTS FOUND AT THE ECOLOGY. PETREY INFORMED HEISE THAT SGT. MCCLURE FOUND THE WEIGHTS AND WOULD AN ITEMIZED REPORT AND GIVE IT TO MARCY
- 0904 BOLT CUTTERS, VARIOUS TOOLS, TORCH, KNTVES FOUND IN OFFICER'S OFFICE AT ECOLOGY
- 0906 HEISE INFORMED SERT THAT THE WEIGHTS, LOCKERS, SPEAKERS, RADIOS ETC. IN ECOLOGY NEED TO GO. POPKE GETTING A TRUCK.
- 0918 FOLGER ADAMS KEY FOUND AND REPORTED TO HEISE IN THE MAIN OFFICE OF IDL.
- 0944 HEISE INFORMED SERT THAT ALL OF ECOLOGY NEEDS TO BE SEARCHED.
- 0945 HEISE ASKED OFFICER EKERT TO LAYOUT THE CONTENTS OF HIS LUNCH BOX. EKERT COMPLIED. PILLS WERE FOUND, HIESE NOTIFIED ISU.
- 1009 FIRE CHIEF STEPHENS BRIEFED HEISE REGARDING THE GUN POWDER/MAGNISUM CAPSULES. CHIEF STEPHES SAID THE CAPSULES SHOULD BE IN A FLAMABLE, SECURED LOCKER IN A CONCRET BUILDING.
- 1016 HEISE INFORMED KEN KESSLE THAT HE WANTS THE CAPSULES/EQUIPMENT STORED IN A SECURED CONCRETE BUILDING NOT AROUND ANY FLAMMABLE MATERIALS, AND INVENTORIED.
- 1041 HEISE INFORMED SGT. CALHOUN TO GET A TEAM TOGETHER TO SEARCH THE FIRESHOUS/LIVING QUARTERS.
- 1043 HEISE INFORMED SGT. KIRLAND TO GET AHOLD OF FEE TO FIND OUT IF THE CCI'S RECEIVED ANY INTELLIGENCE AND WHEN THE INTERVIEWS ARE COMPLETED THE IDL INMATES CAN RETURN TO WORK.
- 1052 HEISE CONTACTED FEE, APPROXIMATELY 1/3 OF THE INTERVIEWS ARE DONE THERE IS ONE CONFIRMED METH/ONE CONFIRMED THC.
- 1115 PERSONAL ADDRESS WAD FOUND IN A LOCKER OF AN INMATE AT THE FIREHOUSE.
- 1132 INMATE OLGUE, D04337, IS BEING PLACED IN AD-SEG FROM THE FIREHOUSE.

Popke stated as he was driving Heise and Salyers. Salyers began to talk about an incident, which had occurred between UEKERT and Heise. Salyers indicated while UEKERT was speaking to Heise outside the Ecology Center he appeared to be mad as he showed Heise some of the stuff being confiscated, one of which was a knife from the culinary. Salyers indicated she stepped back from UEKERT because he was "talking with the knife" he appeared excited, she did not want to be near UEKERT with a knife in his hands.

Popke stated after Salyers told him about the incident between Heise and UEKERT, he became upset because he knows UEKERT, he knows "how he gets." UEKERT has a way of invading your space when he talks, no matter if he has a bible in his hands or a pencil, that is the way he talks.

Popke said during his conversation with Salyers, Heise indicated he was not worried about UEKERT saying "that is just the way he is, he would not do anything." Popke said he was not personally in a position to see or hear what transpired between Heise and UEKERT, only what had been told to him by Salyers. Popke said he has worked with UEKERT since 1984. UEKERT will get right in your face, which at time has been annoying but that is what he does, however, he has never felt threatened by UEKERT.

Mills asked Popke if at some point during the search or during the time he was assigned to Heise had he heard Heise make a statement "if something goes wrong with this search I will resign." Popke stated no he had not.

NOVEMBER 15, 1999 INTERVIEW WITH MARCY SALYERS

At approximately 1435 hours, SA Blake assisted by ISU Sgt. Bob Mills conducted a second tape-recorded interview (Evidence # 10) with OA Salyers. The interview was relevant to additional information gained by Salyers scribe notes documenting a sequential order of events relating to the September 24, 1999, incident during a contraband search of the Ecology Center. The recorded interview was held at the ISU Interview Room, SCC. Salyers was provided a Notice of Investigatory Interview dated November 15, 1999 (Attachment G). Salyers was interviewed as a witness and provided the following information.

Salyers confirmed her position on September 24, 1999, as a scribe assigned to Heise. In addition, Salyers stated she was in a position to document, scribe anything significant during the course of the day.

Mills asked Salyers to identify, using a computer-generated copy of her scribe notes (Attachment H), a time during which the incident occurred between Heise and UEKERT. Salyers indicated the incident occurred between 0906 and 0918 hours, approximately 0910 hours.

Salyers indicated she, along with Heise, Martin, and Bird walked into the Ecology Center officer's office, where Bird observed some uncontrolled tools.

THEY
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MIN
NOT
AN AL
THRE
JWA

WHAT
THEY WERE

UEKERT was instructed to come into the office and provided an explanation as to why the tools in his office were uncontrolled. Salyers indicated shortly after UEKERT explained why the tools were in his office, she, Heise and Martin left the office and walked outside the Ecology building.

Salyers stated they were followed a few minutes later by UEKERT who was holding a ten-inch butcher knife over his head saying "this is the kind of stuff I get down here." All the time he was swinging the knife around. Salyers stated because of her close proximity to UEKERT and given the fact he was waving a knife around, she stepped back. Heise and UEKERT began to have a discussion about tools, and a weight pile. UEKERT then turned from Heise as if he was returning to the Ecology building but stopped and turned back around. He walked back towards Heise, stopping very close to his face, about twelve inches away. Salyers said UEKERT did not appear to her to be threatening, but he continued to wave the knife beside both their faces discussing some issues with Heise. Salyers stated she did not observe the knife UEKERT had in his possession until he walked out of the Ecology building holding it.

Salyers said as she recalled there were no SERT members in the office during the time she, Heise, Martin and Bird were there, however, there were SERT members inside the building searching. Salyers stated as all three of them walked out of the office Bird remained behind. Salyers said as she walked outside of the office she did not observe any additional staff present.

Salyers said during a conversation between her, Heise and Popke she remembered asking Heise how he could remain so calm with UEKERT standing so close to him with a knife. Heise snickered about the situation and said "that is the way I am" and he would "handle it later." Popke said he was shocked UEKERT would have acted in such a manner.

Salyers indicated she did not scribe the incident, however, she should have and had no explanation as to why she did not except she was nervous because of the actions of UEKERT.

*SHE WAS SO NERVOUS SHE COULDN'T DOCUMENT IT?
BUT SHE WASN'T NERVOUS WHEN HEISE CAME BACK IN TO SEARCH MY
LUNCH ROOM*

NOVEMBER 16, 1999 INTERVIEW WITH ROBERT BIRD

At approximately 0850 hours, SA Blake, assisted by ISU Sgt. Bob Mills, conducted a tape-recorded interview (Evidence # 11) with Lt. Bird. The interview was relevant to Bird's knowledge of the September 24, 1999, incident during a contraband search of the Ecology Center. The recorded interview was held at the ISU Interview Room, SCC. Bird was interviewed as a witness and provided the following information.

Bird indicated he specifically remembered working September 24, 1999, as the Incident Commander supervising a special search project.

Bird said on the morning of September 24, 1999, Heise conducted a briefing specifically detailing the days-scheduled activities, which included a search of IDL and of the institution Ecology Center.

Bird stated at the conclusion of the briefing he, along with the entire search crew reported to IDL and began the search. Bird indicated as the search had progressed Heise approached him and asked if he had been to the Ecology Center yet and seen the "weight pile." Bird indicated he, along with Heise, Martin and Salyers left IDL, he proceeded to the rear of the Ecology building where he observed a weight pile being removed and placed in the back of a truck. Heise and Salyers did not go with him but rather went inside the Ecology building.

Bird said he subsequently went into the Ecology building to observe the search team. As he did, he saw within the officer's office various tools lying about and questioned UEKERT about tool control procedures. Bird said after a brief discussion he left. However, (some time later) he returned to the office and observed UEKERT and Medford taking inventory of some contraband items.

Bird said as he was in the office with UEKERT and Medford, Heise came in and asked who the owner of the lunch box was. UEKERT identified the lunch box as belonging to him. Heise then asked UEKERT if he could look in the lunch box. Bird said this incident occurred between 1000 or 1100 hours.

SA Blake asked Bird if he had knowledge of an incident between Heise and UEKERT concerning a knife. Bird said "no." Also, he did not know of an incident between Heise and UEKERT until later in the day during a conversation with the Warden, where he learned from Martin and Salyers they had witnessed the incident.

NOVEMBER 16, 1999 INTERVIEW WITH ROBERT SHARKEY

At approximately 0910 hours, SA Blake, assisted by ISU Sgt. Bob Mills, conducted a tape-recorded interview (Evidence # 12) with CO Sharkey. The interview was relevant to Sharkey's knowledge of the September 24, 1999, incident during a contraband search of the Ecology Center. The recorded interview was held at the ISU Interview Room, SCC. David Cadalieri, CCPOA represented Sharkey. Sharkey was provided a Notice of Investigatory Interview dated November 16, 1999 (Attachment I). Sharkey was interviewed as a witness and provided the following information.

Sharkey confirmed his assignment on September 24, 1999, as a SERT team member to assist in searching both the IDL and Ecology Center. Sharkey stated he could not specifically remember what time he arrived at the Ecology building. However, it was before noon.

Sharkey said he could not remember during the course of searching the Ecology building or during the entire day, being in or searching the office within the Ecology building. However, at one point during his search of the Ecology building he remembered seeing UEKERT and approximately three or four other staff members in the office. Sharkey said he made this observation because of the activity within the office it appeared as if UEKERT's "lunch box" was being searched by other staff members but he could not identify them by name.

Mills asked Sharkey if at any time during the search of the Ecology Center had he observed UEKERT in possession of any kind of metal stock or a knife. Sharkey stated he had seen UEKERT holding some kind of material but he did not pay any particular attention to what UEKERT was holding, nor had UEKERT communicated with him to identify what was in his possession.

NOVEMBER 16, 1999 INTERVIEW WITH RICK CALLISON

At approximately 1055 hours, SA Blake, assisted by ISU Sgt. Bob Mills, conducted a tape-recorded interview (Evidence # 13) with CO Callison. The interview was relevant to Callison's knowledge of the September 24, 1999, incident during a contraband search of the Ecology Center. The recorded interview was held at the ISU Interview Room, SCC. Dale Paugh, CCPOA, represented Callison. Callison was provided a Notice of Investigatory Interview dated November 16, 1999 (Attachment J). Callison was interviewed as a witness and provided the following information.

Callison confirmed his employment at SCC and is currently the institutions CCPOA Chapter Present. In addition, Callison stated he remembered being assigned to a search crew on September 24, 1999. Callison stated within his assignment he did not receive supervisory direction to either assist or conduct a search of the Ecology Center. However, Callison stated "roughly" about 1000 to 1030 hours, he was requested via institutional radio by UEKERT to report to his location within the Ecology building because he had some concerns over a search of his "lunch box." In addition, Callison stated Heise, as he was responding to UEKERTS request, told him "you might want to talk to UEKERT because he was upset." Callison said Heise provided information to him concerning a search of UEKERT's lunch and that UEKERT was upset because he was told to leave the office during a subsequent testing of some pills found in his lunch box. Heise said the pills were just some over-the-counter type stuff.

Callison stated upon his arrival to the Ecology Center he located UEKERT in the office. UEKERT began a conversation relating to the search of his lunch box and the testing of his "pills." UEKERT felt his Peace Officers Bill of Rights (POBR) might have been violated.

*NO SEARCH WARRANT OR
REASONABLE SUSPICION FOR SEARCH
OR TESTING OF MY PRESCRIPTION MEDS.*

In addition, UEKERT was concerned he may be in some kind of trouble for having "hot trash" secured in his office. Callison stated UEKERT then showed him a stainless steel blade knife, resembling a butcher knife with a white handle, which was secured in a desk drawer

Callison stated his conversation with UEKERT relating to the knife terminated and resumed centered around possible POBR violations. Callison said UEKERT did not speak to him referencing an earlier incident occurring between himself and Heise around 0910 on September 24, 1999. Nor did UEKERT speak to him about an incident involving Heise himself and a knife.

*HEISE WAS
YOU THINK
WOULD BE
IN COURT*

Callison indicated he did have a conversation with UEKERT about two metal rods UEKERT had retrieved from a locker, which was shown to Heise out in front of the Ecology building by the big bay door. UEKERT indicated he told Heise this is the kind of stuff we get out here and then disposed of the metal rods by throwing them over a "fence."

EVIDENCE

1. Audiocassette recording of Martin's interview on October 4, 1999.
2. Audiocassette recording of Salyers' interview on October 4, 1999.
3. Audiocassette recording of Heist's interview in October 4, 1999.
4. Audiocassette recording of Fowler's interview on October 4, 1999.
5. Audiocassette recording of Mefford's interview on October 4, 1999.
6. Audiocassette recording of UEKERT's interview on October 6, 1999.

*WHERE'S MY
INTERVIEW?*

ATTACHMENTS

- A. CDC Form 989, Internal Affairs Investigation Request.
- B. Notice of Administrative Inquiry dated October 4, 1999.
- C. CDC Form 989-D Advisement of rights Miranda Lybarger Warning dated October 6, 1999.

CONCLUSION

The investigation disclosed sufficient information and evidence to make the following determinations.

NOT ANYONE GUILTY THEN ANYONE ELSE!

The allegation UEKERT was negligent in the performance of his duties to allow inmates the utilization of contraband weights is **SUSTAINED**. The investigation disclosed a preponderance of evidence to prove the allegation made in the complaint.

- Martin said he remembered some of the conversation between Heise and UEKERT, which centered on a weight room and of security issues related to the weights.

- Salyers stated Heise and UEKERT began to talk about the weight pile and why the weight pile was there. UEKERT said he had no excuse for the weights. *THAT'S RIGHT NO EXCUSES. NO MORE THAN 75 OF PEOPLE WHO KNEW ABOUT THE WEIGHTS.*
- Fowler said he became aware of the existence of a weight room located behind the Ecology Center after he was assigned there. *SO DID I!*
- Mefford confirmed his knowledge of the weights and of his instructions to the Ecology Crew to ensure their disposal. *DID NOT INSTRUCT ME!*
- SA Blake asked UEKERT if he was familiar with the Department's policy on inmates and their utilization of weights and weight rooms. UEKERT said "yes." In addition, SA Blake asked UEKERT if he was aware of the existence of a weight room located near the Ecology Center. UEKERT stated "yes." *TOLD THE TRUTH!*

The allegation UEKERT's conduct towards Heise was threatening with a weapon is **SUSTAINED**. The investigation disclosed a preponderance of evidence to prove the allegation made in the complaint.

- Martin said he, Heise, and Salyers left the office then exited the building using the back door of the officer's office. Subsequently, as they were standing outside the Ecology building UEKERT followed behind them holding a large "french knife" by the handle in his right hand. UEKERT walked in an "aggressive tone" towards Heise and stated "see, this is the kinda stuff I get out here," shaking the knife in his hand. UEKERT stopped his approach approximately "a foot from Heise," still flashing the knife around in his right hand. UEKERT then raised the knife a least one time in the direction of Heise's face in a back and forth motion. *STAYING TOGETHER*
- UEKERT continued swinging the knife back, forth, up, down, and around Heise's face. Martin stated he felt the action of UEKERT was intimidating.
- Martin said the actions of UEKERT raised his adrenaline level; however, he did not personally feel threatened by UEKERT. However, he did feel Heise was being threatened and if something were to happen, he would have to "step-in."
- Martin stated he felt UEKERT might strike Heise with the knife, his thoughts were about how he was going to "take this guy down" if he decided to do something. *VERY SLOW REACTION BY MARTIN IF HE THOUGHT I WAS GOING TO STRIKE HEISE, DIDN'T DO ANYTHING*
- Salyers said she, Heise, and Martin left the Ecology Center and walked outside. As they were all just standing there, UEKERT came out of the building carrying a white handled butcher's knife, approximately ten inches long holding it up in the air saying "see Heise, this is the kinda stuff I get in here"

*SALYERS
A LIAR*

- UEKERT was walking towards Heise; he stopped about two to three feet from him and began to talk. As he was talking to Heise about the tools, UEKERT was waving the knife around in different directions. Salyers indicated a couple of times, as UEKERT continued to wave the knife around, she had to "stand back because it was close to her, it was a pretty long knife." *THE FIRST TIME HE SEENED ABOUT 10 FEET AWAY*
- Heise stated as he left the officer's station, he walked outside, followed by Martin, and Salyers. As all three were standing outside the Ecology Center, UEKERT exited the building waving what appeared to be a "french knife."
- Heise said UEKERT came up very close to him, about two feet away, waving the french knife back and forth in front of his face stating "this is what the butcher shop just dropped off." Heise said his initial feeling in response to UEKERT waving the knife and of his agitated appearance was "he is trying to intimidate me." *I WOULD HAVE BEEN IN THIS! IT WAS A K-*
- SA Blake asked Heise if he was threatened by the actions of UEKERT. Heise responded saying the first time UEKERT approached him "he would not say he felt threatened," he felt UEKERT was attempting to intimidate him by using the knife, waving it in front of his face. The blade of the knife was not pointed towards him, the knife was used in a back and forth motion. However, the second time he was approached by UEKERT with the knife he felt more cautious, he was thinking, "what am I going to have to do if this guy does something."

The investigation disclosed sufficient information based on the preponderance of evidence to SUSTAIN a charge of dishonesty.

- UEKERT was dishonest in that he denied the incident of waving the knife in the face of Heise, claiming the incident never occurred. *WHAT WAS HE TO DENY TO SOMETHING THAT DIDN'T HAPPEN?*
- Witnesses Martin, Salyers, and Heise all confirm in there testimony UEKERT approached Heise holding a knife in his had and confronted Heise swinging the knife in a back and forth motion, in the face of Heise.

No testimony was offered by any other witnesses to refute the testimony of Martin, Salyers or Heise. *WHAT ABOUT MINE, MEAFORDS, BIRDS, POPKE, CANUTTS, RETREYS, SHARLEY, CALLIN*

INVESTIGATOR LIED!

CASE STATUS

The Office of Internal Affairs' investigation of this matter is closed.

"I certify this inquiry/investigation has been completed in accordance with the provisions of Penal Code Section 6065."

Robert Blake
Special Agent
Office of Internal Affairs-Northern

Date: _____

Art Smith
Senior Special Agent
Office of Internal Affairs-Northern

Date: _____

Mark Gregson
Special Agent-In-Charge
Office of Internal Affairs-Northern

Date: _____

SSU REPORT

TO: JAMES H. GOMEZ, DIRECTOR DEPARTMENT OF CORRECTIONS P.O. BOX 942883 SACRAMENTO, CA 94283-0001	DEPARTMENT OF CORRECTIONS SPECIAL SERVICE UNIT - SACRAMENTO
ATTN: JIM B. BROWN ASSISTANT DIRECTOR LAW ENFORCEMENT & INVESTIGATIONS UNIT	CLASSIFICATION PERSONNEL INVESTIGATION
DATE February 14, 1996	REPORT #: 43-001-96

CONFIDENTIAL

SSU REPORT NUMBER:

43-001-96

SUBJECT:

PACHECO, Toni
 Correctional Counselor II, Specialist
 Mule Creek State Prison
 DOB: March 23, 1954
 SSN: 555-02-3618
 DOB: November 13, 1979

AUTHORITY FOR REPORT:

JIM BROWN
 Assistant Director
 Law Enforcement & Investigations Unit
 Assigned on September 29, 1995

CONTROLLED DOCUMENT	
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CONTROLLED BY LAW	
RELEASED TO	DA / NEMVA DEAN
BY	DATE

SYNOPSIS:

On September 29, 1995, Special Service Unit (SSU) was requested to attend a meeting with Tuolumne County District Attorney and Tuolumne County Sheriff's Detective Barnard Molloy. The meeting involved allegations by five (5) Department of Corrections (CDC), Sierra Conservation Center (SCC) officers. The five officers, Lieutenant Ernest Boswell and Officers Curtis Cooper, Danny Duncan, Alan Antonini and Kim Uckert alleged CDC Correctional Counselor II Toni Pacheco, Mule Creek State Prison, filed false official CDC reports against them. Pacheco's reports involved 1992 sexual harassment allegations initiated by SCC Officer Christine Stockton against the five (5) officers. Detective Molloy concurred the five (5) officers presented evidence supporting their allegations against Pacheco. The Tuolumne County District Attorney requested SSU assist Detective Molloy in his criminal investigation of Pacheco.

This SSU investigation substantiated Pacheco failed to include exculpatory testimony, she failed to address conflicting testimony and failed to complete an investigative report on one other SCC officer Officer Stockton

alleged misconduct against. The details of this investigation are expounded in the "Investigation" portion of this report.

INVESTIGATION:

On April 2, 1995, Department of Corrections (CDC), Sierra Conservation Center (SCC) Officers Curtis Cooper, Danny Duncan, Alan Antonini, Kim S. Uekert, and Lieutenant Ernest Boswell contacted Tuolumne County Sheriff's Detective Barnard Molloy. The SCC Officers alleged in 1993, CDC Correctional Counselor II Toni Pacheco, Mule Creek State Prison (MCSP), filed false investigative reports against them. Pacheco's reports involved 1992 allegations of sexual harassment filed by SCC Officer Christine Stockton against the five (5) Officers. The complaining Officers advised Detective Molloy they had exhausted their administrative redress through CDC in an effort to have Pacheco's investigation reviewed.

Detective Molloy reviewed the information supplied by the SCC Officers and prepared a preliminary crime report, #95-1716, and presented the report to Tuolumne County District Attorney's Office. After reviewing the initial crime report, Tuolumne County District Attorney's Office determined sufficient evidence existed to warrant further investigation. Detective Molloy contacted Special Services Unit (SSU), Special Agent Everett W. Fischer and requested a meeting between Tuolumne County Sheriff's Investigations and Tuolumne County District Attorney.

On September 29, 1995, SSU Agent Fischer met with Tuolumne County District Attorney and Deputy Sheriff Molloy at Tuolumne County Sheriff's Investigations Office. The meeting culminated in a request by the Tuolumne County District Attorney for SSU to assist Tuolumne County Sheriff's Department in a criminal investigation of Pacheco's reports involving the accused Officers. Special Agent Fischer discussed the Tuolumne County District Attorney's request with Assistant Director Jim Brown. Law Enforcement Document Assistant Director Brown directed Reporting Agent to assist Tuolumne County Sheriff's Department in the investigation of Lieutenant Pacheco's reports.

On October 2, 1995 Reporting Agent initiated a formal investigation against Correctional Counselor II Toni Pacheco.

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DUPLICATION OR REISSUANCE	
CONTROLLED BY LAW	
RELEASED TO	Investigations of criminal misconduct
BY _____	DATE _____

Detective Molloy provided Reporting Agent a copy of his initial crime report, #95-1716, naming Sergeant Kim Stephen Uekert as the victim and "Lieutenant" Toni L. Pacheco as a suspect for violations of Penal Code Sections 132 (Forged Document as Evidence), 134 (Falsifying Documents Into Evidence), and 137 (Influencing False Testimony to a Peace Officer). Detective Molloy's initial report indicated in September, 1992, Correctional Officer Christine Stockton filed a sexual harassment charge against seven male SCC Correctional Officers. His report indicated two (2) of the males, identified as a "Hispanic" and "African male," were dismissed by Pacheco for unidentified reasons. Detective Molloy reported Pacheco's investigation only persisted against the five (5) remaining complainants, "which were White males."

The documentation provided by Uekert to Detective Molloy alleged Pacheco altered the transcripts of one witness. The witness, later identified as Correctional Officer Glen Joaquin, stated during his recorded interview with Pacheco, "I didn't hear that one." Detective Molloy wrote, Pacheco scratched out the "nt" on the word "didn't," changing the syntax of the statement to, "I did hear that one." Additional criminal allegations indicated Pacheco falsified information provided by Uekert to her. Lieutenant Pacheco wrote Uekert admitted receiving sexual harassment training through CDC. Uekert presented Molloy documentation indicating he apprised Pacheco he had

never received CDC in-service training concerning sexual harassment. Other documentation provided by Uekert indicated witness Officer Glen Joaquin could not have been present during one of the main allegations against himself and Officer Cooper.

Note: Reporting Agent's investigation confirmed the "nt" in Officer Joaquin's transcript was lined out as alleged, however, Pacheco never utilized the statement in any of the five (5) reports she prepared.

Detective Molloy concluded his report with, "...Pacheco then prepared a report of her internal investigation. She used the forged/alterd transcripts and the intentional misstatements of oral testimony given by witnesses to find that the allegations were founded. The report and the altered transcripts were submitted to the Disciplinary Hearing Board, who found the five males guilty of misconduct and sexual harassment, based on the report and forged transcripts. All five were terminated from their jobs. Four, however, including Uekert, were reinstated with loss of pay and rank, if they agreed not to sue the State and CDC. Stockton was given her stress retirement and a large settlement from the State...."

REPORTING AGENTS REVIEW OF PACHECO'S REPORTS AND THE EEO FILE:

On October 3, 1995, Reporting Agent requested through Assistant Director Nora Brusuelas, CDC Equal Employment Opportunity Office (EEO), a copy of the investigative report filed by Pacheco against Officers Uekert, Duncan, Cooper, Antonini, and Lieutenant Boswell. Reporting Agent read Pacheco's five (5) reports maintained by CDC EEO at 1515 "S" Street, Room 103-S, Sacramento, California and initially assessed she had completed a clear and comprehensive investigation. Upon closer scrutiny, Reporting Agent determined Pacheco interviewed a minimum of forty-one (41) individuals during her investigation of Stockton's complaints. Pacheco utilized twenty-three (23) of the individuals she interviewed in her five (5) investigative reports she submitted. The EEO file only contained thirty (30) investigative interview tapes and thirty-one (31) investigative transcripts for the forty-one (41) interviews completed. Of the thirty-one (31) transcripts contained in the EEO file, Reporting Agent could not locate tape recordings for ten (10) of the transcripts. The ten (10) missing tape recordings included the tapes for the accused Officers Cooper, Antonini, Duncan, and Lieutenant Boswell and the second interview of Uekert. Furthermore, a second interview tape for Correctional Officer Level Restall was missing. Reporting Agent also discovered interview tapes for Correctional Officer Level Restall, Sergeant Gary Summerset, Officer Gary Cavalieri, and Officer Julie Armenta were missing. In the Cooper investigation, Officer Armenta is listed as an additional complainant against Officer Cooper. There were no transcripts for seven (7) of the thirty (30) tapes contained in the file. Several of the tape recordings and transcripts contained in the EEO file were incomplete or the tape was not clearly audible.

Note: Reporting Agent determined the Cooper investigative report included a Sergeant C. Mahaney. Reporting Agent did not locate either a tape recording or transcript in the file for Mahaney's interview.

Pacheco's reports indicated on Tuesday, August 18, 1992, Correctional Officer Christine Stockton contacted SCC Acting Captain, Lieutenant Margene S. Ford. Officer Stockton advised Acting Captain Ford she had been sexual harassed, discriminated against based upon her sex and placed into hostile working environment while assigned to the SCC Receiving and Release (R&R) Unit. Upon receiving Stockton's complaint, Lieutenant Ford prepared a memorandum dated September 9, 1992 to Rosie B. Garcia, Chief Deputy Warden, SCC. Lieutenant Ford's memorandum requested an institutional investigation of the R&R Section be initiated by SCC Security Investigations Unit.

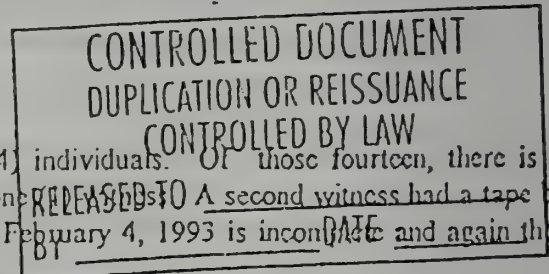
On September 25, 1992, Lieutenant Ford prepared a second memorandum to SCC Warden Kingston W. Prunty. Lieutenant Ford's second memorandum delineated 11 allegations by Stockton against various staff and supervisors of the R&R Unit. On October 2, 1992, Warden Prunty directed a letter to Assistant Director Nora Brusuelas, CDC EEO Office. Warden Prunty's memorandum requested EEO conduct an investigation into Officer Stockton's allegations against Lieutenants Boswell, Ivan Clay, Sergeant Uekert and Officers Cooper, Antonini, Duncan and Mario Borroel. On November 10, 1992, Ms. Brusuelas assigned CDC Correctional Counselor II Toni Pacheco, MCSP, to investigate Stockton's allegations.

On or about December 14, 1992, Pacheco interviewed Officer Stockton at the Sonora County Courthouse. Ultimately, Pacheco prepared five EEO investigative reports and submitted them for approval through the EEO chain of review and SCC Warden. On July 13, 1993, Lieutenant Pacheco's investigations resulted in a Notice of Adverse Action being issued against Correctional Officer Curtis Cooper, recommending termination from his employment at SCC. On October 19, 1993, Notice of Adverse Action's were served against Officer Danny Duncan recommending suspension of 60 days without pay, Officer Alan Antonini, recommending 45 days suspension without pay and Lieutenant Ernest Boswell, recommending demotion from Lieutenant to Correctional Officer. On October 20, 1993, the final Notice of Adverse Action was issued against then Sergeant Kim S. Uekert, recommending termination from employment at SCC. Excluding Officer Cooper, the Officers involved received lesser degrees of adverse action than originally administered. Sergeant Uekert was demoted to Correctional Officer, Officers Duncan and Antonini received reductions in the length of their suspensions and Lieutenant Boswell was given a suspension without pay and retained his rank of Lieutenant.

Reporting Agent determined the most cohesive way to express the areas of contradiction discovered in Lieutenant Pacheco's reports were to write separate sections on each investigative report. Each section contains the discrepancies noted by this writer between witness testimony provided or mitigating and/or exculpatory testimony not included in Lieutenant Pacheco's reports.

PACHECO'S REPORT ON OFFICER CURTIS COOPER:

In the Cooper investigation, Pacheco interviewed fourteen (14) individuals. Of those fourteen, there is no interview tape for Cooper and there is no tape or transcript for one. RELEASED TO A second witness had a tape but no transcript. The transcript of Stockton's second interview on February 4, 1993 is incomplete and again there was no tape of the interview located.



Pacheco's sixteen (16) page investigation commences with three (3) main allegations by three different officers, Stockton, SCC Correctional Officer Julie Armenta and Correctional Officer Dwight McGhee. Pacheco then charges Cooper with four (4) additional allegations under a section of her report titled, "Subsequent Allegations and Findings."

- Under Allegation #1, Pacheco writes Stockton alleged on July 29, 1992, Cooper used derogatory language towards her, to include the phrases, "chill out," asked her if she had, "PMS or something," and called her a, "God damn, stupid, fucking cunt, bitch." Stockton claimed the comments were made in front of inmates and staff. Stockton also alleged she simultaneously informed her immediate supervisor (Uekert) and another sergeant of Cooper's inappropriate comments and Uekert failed to take corrective action. Pacheco substantiated the allegation.

1. Pacheco intentionally misquoted witness testimony.

43-001-96

Page 5

Pacheco wrote allegation number one to imply Stockton stated the incident between she and Cooper occurred on July 29, 1992. Stockton repeatedly testified the incident occurred on July 30, 1992. By supposition, Reporting Agent determined Pacheco discovered Officer Cooper was listed as sick on July 30, 1992 and surreptitiously changed Stockton's statement to coincide with physical evidence.

Pacheco misquoted SCC Sergeant Ray Stanfield, when she stated, Stanfield confirmed Stockton and he discussed, "...the allegations against..." Cooper. She further misquoted him when she stated he believed a conversation he witnessed between Stockton and Uekert related to Cooper's "alleged behavior." Stanfield testified he had never been involved in a conversation with Stockton where she alleged Cooper made derogatory comments towards her. Stanfield testified he was unaware of the substance of the conversation he witnessed between Stockton and Uekert stating, "...I don't even know what it was about...."

2. Pacheco failed to adequately investigate testimony or provide exculpatory evidence.

Stockton testified she had a dentist appointment on the day Cooper made the derogatory comments to her, July 30, 1992. She further testified she informed both Sergeants Uekert and Stanfield of the alleged behavior at the same time. SCC attendance records indicate Cooper was listed as sick on July 30, 1992. The records also indicate Sergeant Stanfield was on vacation between July 27 through August 7, 1992. Stanfield could not have been present during the incident as Stockton testified.

Pacheco interviewed SCC Officer Glen Joaquin who testified he was present during the incident between Stockton and Cooper. Joaquin stated he heard Cooper "blurt" out the word "cunt." Stockton testified she left work early on July 30, 1992 for a dentist appointment. Based upon Stockton's testimony, Joaquin's veracity is in question. SCC attendance records indicate Uekert and Cooper ended their shifts at 1500 hours. Stockton was assigned to end her shift at 1530 hours and Joaquin commenced his shift at 1430 hours. If Stockton departed work early for an appointment as she testified, it is improbable Joaquin would have been present during the incident. Pacheco never confirmed the time of the incident with any of the interviewees. Neither Pacheco's report or the EEO file, indicate she attempted to confirm Stockton's statements by obtaining a copy of the appointment record from the dentist.

Stockton identified Joaquin as a witness to the environment in the R&R but not as a witness to the incident between she and Cooper. Pacheco failed to include Joaquin testified he is "personal friends" with Stockton's husband. Reporting Agent's review of Joaquin's transcripts revealed he provided information on this allegation without questioning from Pacheco.

3. Pacheco failed to address conflicting testimony.

In her report, Pacheco never addresses conflicting testimony between Joaquin, Stockton and Cooper. Officer Joaquin testified he was standing outside of the R&R office by the "cage" when the incident between Stockton and Cooper occurred. Joaquin indicated he and Stockton had been working the cage together and she entered the R&R Office. Shortly after she entered the office, Joaquin claims he heard Cooper "blurt" out the word "cunt." Both Stockton and Cooper testified the confrontation between them occurred outside of the R&R Office by the "cage."

43-001-96

Page 6

Stockton testified she and Cooper never met and discussed the alleged incident after she complained to Sergeant Uekert. Both Uekert and Cooper testified Stockton and Cooper met and resolved their disagreement. Pacheco appeared to accept Stockton's testimony a meeting never occurred and discounted the independent testimony provided by both Cooper and Uekert.

Pacheco never addresses the discrepancy in Stockton's testimony regarding her claim she informed Sergeant Stanfield of Cooper's alleged behavior when she was complaining to Uekert. Again, SCC attendance records indicate Stanfield was on vacation when the alleged allegation occurred.

Stockton testified she only received five (5) telephone calls at work during her tenure with CDC. Pacheco never questioned any witness about Stockton's claim. However, during Officer Antonini's testimony and without prompting, he stated Officer Stockton received more personal telephone calls at work than the other officers assigned to the R&R Unit.

Stockton testified Uekert failed to perform his duties as a supervisor after she complained Cooper called her derogatory names. Uekert testified he discussed the situation with Cooper. Uekert stated he did not ask Cooper about the derogatory language alleged by Stockton. Uekert claimed Stockton only told him Cooper had been rude to her and Cooper admitted during their discussion he had told Stockton to "chill out." Cooper supported Uekert's testimony

4. Pacheco did not attempt to locate witnesses.

During her testimony, Stockton identified Transportation staff and inmates who witnessed the incident between she and Cooper. The information contained in Pacheco's report or the FEO file never indicate she attempted to locate the witnesses.

5. Pacheco failed to address testimony of misconduct.

Originally, Stockton stated her daughter telephoned the SCC R&R and Cooper received the call. Cooper advised Stockton of the call and her daughter's statement she would call back. Stockton claimed DATE had only ever received five telephone calls at work and they were "all emergencies." Stockton stated she became "upset" with Cooper. After becoming upset, she claims Cooper started using the derogatory terms. Pacheco never address Stockton's admission she instigated the confrontation with Cooper.

Stockton testified she was going to have her husband "kick" Cooper's "butt." Sergeant Stanfield confirmed Stockton's testimony.

6. Pacheco includes superfluous testimony.

Pacheco indicates shortly after Stockton's initial interview, Stockton contacted her and advised she had "forgotten" to report an off duty contact with Cooper subsequent to the alleged incident. The contact involved the purchasing of a bicycle and the gist of the contact was supported by Cooper. Reporting Agent was unable to determine the significance this information had to the allegation against Cooper. The information neither supports or refutes the allegation.

43-001-96

Page 7

- Allegation #2 was by Officer Armenta. She alleged Cooper used inappropriate and vulgar language towards her during an on duty telephone call. Pacheco substantiated the allegation.

1. Pacheco never attempted to locate witnesses.

Armenta testified while she was at her assigned work location, she received a telephone call from Cooper who was working in another SCC building. During the telephone call, Armenta alleges Cooper used inappropriate and vulgar language towards her. Neither Pacheco's report or the EEO file indicates Pacheco attempted to locate any witnesses at the work location where Cooper originated the telephone call.

- Allegation #3 was by Officer McGhee. McGhee alleged shortly after Cooper had been involved in the conversation with Armenta, McGhee became involved in a telephone conversation with Cooper. McGhee also alleged Cooper used inappropriate and vulgar language towards him and challenged him to a physical altercation. Because McGhee was concerned Cooper may attempt to fight him, he requested another officer escort him out to his personal vehicle in the SCC parking lot at the conclusion of his shift. Pacheco substantiated the allegation.

1. Pacheco failed to include exculpatory testimony.

SCC Officer Salvador Gutierrez testified he escorted McGhee out to the SCC parking lot and observed Cooper sitting in his vehicle next to McGhee's vehicle. Pacheco failed to include Gutierrez' testimony which supported Cooper's statement, wherein Cooper testified he was unaware he parked next to McGhee's vehicle and was only sitting in the parking lot warming up his vehicle. Pacheco did not include Gutierrez' testimony he did not observe Cooper looking at either of them as they approached, make any type of gesture or threatening comments and he appeared only to be "warming up his vehicle."

2. Pacheco never attempted to locate witnesses.

There is no indication in the report or EEO file, Pacheco attempted to locate and interview any witnesses to Cooper's side of the telephone conversation between himself and McGhee.

"Subsequent Allegations and Findings" section:

This section of Pacheco's report contains four (4) additional allegations

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RELEASED TO _____	DATE _____

Allegation number one alleges Cooper threw a hamburger at another staff member from a Tower. Pacheco substantiated the allegation.

1. Pacheco never identified an allegation of discrimination or sexual harassment.

An allegation of hamburger throwing would involve inappropriate behavior and not discrimination or sexual harassment. The officer who claims Cooper threw the hamburger at him testified he was not offended.

43-001-96

Page 8

Allegation number two alleged Cooper was observed having a "tantrum" in a tower. Pacheco substantiated the allegation.

1. Pacheco misquoted testimony.

Pacheco stated the primary witness to this allegation testified he observed Cooper's actions through the Tower #3 binoculars. The witness, Steve Liddell, testified he watched Cooper's actions through the Tower #4 binoculars. Pacheco also misquoted the witness, when she stated Liddell did not report Cooper's actions to a supervisor. Liddell clearly testified he reported Cooper's actions to the on duty "Outside Patrol" sergeant.

Allegation number three involved Pacheco having "informal staff discussions" during her investigation and a purported revelation Cooper made a racial comment to an "African American" correctional officer of "...your half stepping is getting old...." She also stated Cooper was counseled and ordered to apologize to the officer.

1. Pacheco alleged a spurious charge against Cooper.

Reporting agent was unable to identify any racial comment. Cooper admitted he requested an officer to stop relieving him late and told him the "half stepping" was getting old. If Pacheco is identifying the phrase "half stepping" as a racial comment, Reporting Agent is aware the term "half step" is military phraseology for indicating movement by half the normal pace. Reporting Agent has overheard CDC Academy Training staff use this term to recruits.

2. Pacheco failed to interview witnesses or identify complainants.

Pacheco never provided witnesses or complainants for this allegation. She never identified the supervisor whom she claims counseled Cooper and ordered him to apologize.

Under Allegation number four, Pacheco alleges Cooper made a sexually harassing comment to a female correctional officer. The comment, "well somebody must be getting it," was made to a witness who testified Cooper was "...referring to me sleeping with somebody, obviously, that had enough power to put me on second watch..." Pacheco substantiated the allegation.

1. Pacheco failed to include mitigating testimony.

Pacheco failed to acknowledge the witness/complainant admitted she and Cooper were discussing his forthcoming vacation and he inquired who would be covering his assignment. The witness informed Cooper she would be replacing him. The witness then claims Cooper made the alleged statement. ~~Because the witness/complainant placed a double-entendre on Cooper's statement does not provide sufficient evidence to substantiate an allegation of sexual harassment.~~

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DUPLICATION OR REISSUANCE
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RELEASED TO: [redacted] for discussing his forthcoming vacation and he inquired who would be covering his assignment. The witness informed Cooper she would be replacing him.

In her "Conclusions" section, Pacheco uses conjecture to lambaste Cooper. Pacheco accuses Cooper of lying during his testimony regarding who he was telephoning when he became involved in his conversation with Armenta. Pacheco writes Cooper "...became visibly upset and almost immediately requested a break...upon his return from break...Cooper...denied many of the further allegations, giving almost flippant answers...." Pacheco appeared to become distressed during the interview with Cooper because he declined to admit to the allegations of wrongdoing she accused him of committing.

43-001-96

Page 9

PACHECO'S REPORT ON SERGEANT KIM UEKERT:

In the Uekert investigation, Pacheco quoted ten (10) individuals. Of those ten, Uekert's first interview transcript on January 29, 1993 is incomplete and there is no tape for his second interview on February 8, 1993. The transcript of Stockton's second interview on February 4, 1993 is incomplete and there was no tape of the interview located. There were no tapes for two witnesses interviewed and a third witnesses transcript had missing testimony and no tape.

Pacheco's thirteen (13) page investigation contains six (6) primary allegations by Officer Stockton against Uekert. Pacheco also charges Uekert with one (1) additional allegation under a section of her report titled, "Subsequent Allegations and Findings."

- Under Allegation #1, Pacheco writes Stockton alleged on July 29, 1992, Cooper used derogatory language towards her, to include the phrases, "chill out," asked her if she had, "PMS or something," and called her a, "God damn, stupid, fucking cunt, bitch." Stockton claimed the comments were made in front of inmates and staff. Stockton also alleged she simultaneously informed her immediate supervisor (Uekert) and another sergeant of Cooper's inappropriate comments and Uekert failed to take corrective action. Pacheco sustained the allegation.

1. Pacheco intentionally misquoted witness testimony.

Pacheco wrote allegation number one to imply Stockton stated the incident between she and Cooper occurred on July 29, 1992. Stockton repeatedly testified the incident occurred on July 30, 1992. By supposition, Reporting Agent determined Pacheco discovered Officer Cooper was listed as sick on July 30, 1992 and surreptitiously changed Stockton's statement to coincide with physical evidence.

2. Pacheco misquotes witness testimony.

Pacheco misquoted SCC Sergeant Ray Stanfield, when she stated, "...the allegations against..." Cooper. She further misquoted him when she stated he believed a conversation he witnessed between Stockton and Uekert related to Cooper's "alleged behavior." Stanfield testified he had never been involved in a conversation with Stockton where she alleged Cooper made derogatory comments towards her. Stanfield testified he was unaware of the substance of the conversation he witnessed between Stockton and Uekert stating, "...I don't even know what it was about...."

Under this allegation, Pacheco appeared to copy Officer Glen Joaquin's statement verbatim as she wrote it in the Cooper investigation. In her investigations, Pacheco refers to the accused officer(s) as the "Respondent." The quote attributed to Joaquin in this allegation indicates he alleges hearing Uekert, "blurt" out the word "cunt" as opposed to his testimony he hearing Cooper use the term.

3. Pacheco failed to adequately investigate testimony or provide exculpatory evidence.

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DUPLICATION OR REISSUANCE
CONTROLLED BY LAW

RELEASED TO

BY

43-001-96

Page 10

Stockton testified she had a dentist appointment on the day Cooper made the derogatory comments to her, July 30, 1992. She further testified she informed both Sergeants Uekert and Stanfield of the alleged behavior at the same time. SCC attendance records indicate Cooper was listed as sick on July 30, 1992. The records also indicate Sergeant Stanfield was on vacation between July 27 through August 7, 1992. Stanfield could not have been present during the incident as Stockton testified.

Pacheco interviewed SCC Officer Glen Joaquin who testified he was present during the incident between Stockton and Cooper. Joaquin stated he heard Cooper "blurt" out the word "cunt." Stockton testified she left work early on July 30, 1992 for a dentist appointment. Based upon Stockton's testimony, Joaquin's veracity is in question. SCC attendance records indicate Uekert and Cooper ended their shifts at 1500 hours. Stockton was assigned to end her shift at 1530 hours and Joaquin commenced his shift at 1430 hours. If Stockton departed work early for an appointment as she testified, it is improbable Joaquin would have been present during the incident. Pacheco never confirmed the time of the incident with any of the interviewees. Neither Pacheco's report or the EEO file, indicate she attempted to confirm Stockton's statements by obtaining a copy of the appointment record from the dentist.

Stockton identified Joaquin as a witness to the environment in the R&R but not as a witness to the incident between she and Cooper. Pacheco failed to include Joaquin testified he is "personal friends" with Stockton's husband. Reporting Agent's review of Joaquin's transcripts revealed he provided information on this allegation without questioning from Pacheco.

4. Pacheco failed to address conflicting testimony.

In her report, Pacheco never addresses conflicting testimony between Joaquin, Stockton and Cooper. Officer Joaquin testified he was standing outside of the R&R office by the "cage" when the incident between Stockton and Cooper occurred. Joaquin indicated he and Stockton had been working the cage together and she entered the R&R Office. Shortly after she entered the office, Joaquin claims he heard Cooper "blurt" out the word "cunt." Both Stockton and Cooper testified the confrontation between them occurred outside of the R&R Office by the "cage."

Stockton testified she and Cooper never met and discussed the alleged incident. She complained to Sergeant Uekert. Both Uekert and Cooper testified Stockton and Cooper met and resolved their disagreement. Pacheco appeared to accept Stockton's testimony a meeting never occurred and discounted the independent testimony provided by both Cooper and Uekert.

Pacheco never addresses the discrepancy in Stockton's testimony regarding her claim she informed Sergeant Stanfield of Cooper's alleged behavior when she was complaining to Uekert. Again, SCC attendance records indicate Stanfield was on vacation when the alleged allegation occurred.

Stockton testified she only received five (5) telephone calls at work during her tenure with CDC. Pacheco never questioned any witness about Stockton's claim. However, during Officer Antonini's testimony and without prompting, he stated Officer Stockton received more personal telephone calls at work than the other officers assigned to the R&R Unit.

Stockton testified Uekert failed to perform his duties as a supervisor after she complained Cooper called her derogatory names. Uekert testified he discussed the situation with Cooper. Uekert stated he did not ask Cooper about the derogatory language alleged by Stockton. Uekert claimed Stockton only told him Cooper had been rude

CONTROLLED DOCUMENT
DUPLICATION OR REISSUANCE
CONTROLLED BY LAW
RELEASED TO
DATE

43-001-96

Page 11

to her and Cooper admitted during their discussion he had told Stockton to "chill out." Cooper supported Uekert's testimony

5. Pacheco did not attempt to locate witnesses.

During her testimony, Stockton identified Transportation staff and inmates who witnessed the incident between she and Cooper. The information contained in Pacheco's report or the EEO file never indicate she attempted to locate the witnesses.

6. Pacheco failed to address testimony of misconduct.

Originally, Stockton stated her daughter telephoned the SCC R&R and Cooper received the call. Cooper advised Stockton of the call and her daughter's statement she would call back. Stockton claimed she had only received five telephone calls at work and they were "all emergencies." Stockton stated she became "upset" with Cooper. After becoming upset, she claims Cooper started using the derogatory terms. Pacheco never address Stockton's admission she instigated the confrontation with Cooper.

Stockton testified she was going to have her husband "kick" Cooper's "butt." Sergeant Stanfield confirmed Stockton's testimony.

7. Pacheco includes superfluous testimony.

Pacheco indicates shortly after Stockton's initial interview, Stockton contacted her and advised she had "forgotten" to report an off duty contact with Cooper subsequent to the alleged incident. The contact involved the purchasing of a bicycle and the gist of the contact was supported by Cooper. Reporting Agent was unable to determine the significance this information had to the allegation against Uekert. The information neither supports or refutes the allegation.

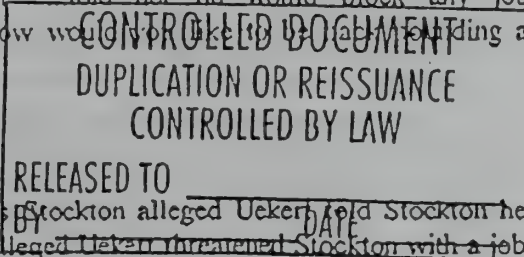
- In Allegation #2, Pacheco claims Stockton alleged Uekert "told her he would block any job change...she...might attempt to get and threatened...her with...how would I like to be f---ing a tier...." Pacheco sustained the allegation.

1. Pacheco alleged a spurious charge against Uekert.

This allegation is confusing and contradictory. Pacheco first writes Stockton alleged Uekert told Stockton he would block her from a job changing out of the R&R Unit, she then alleged Uekert threatened Stockton with a job change.

2. Pacheco placed her beliefs into witness testimony.

Officer Joaquin testified he heard Uekert state to Stockton, "...something to the effect of I'm' not giving you a job change but if I did, I'd make sure you were out here on one of these yards, pounding the tiers' (in reference to the Calaveras or Mariposa yard)...." Reporting Agent never located in Joaquin's transcripts the emphasis to the "Calaveras or Mariposa" yards as Pacheco included.



43-001-96

Page 12

3. Pacheco failed to include mitigating testimony.

Pacheco indicated part of Uekert's mitigating testimony included his contention Stockton was having personal problems at home. Pacheco failed to include testimony from Officers Allen Antonini and Danny Duncan which supported Uekert's claim Stockton was experiencing personal problems.

Pacheco failed to include testimony from several witnesses, Stockton repeatedly changed her mind about wanting a job change from R&R.

4. Pacheco failed to adequately investigate testimony.

Officer Coke testified he informed Uekert and Lieutenant Ernest Boswell of Stockton's desire for a transfer from the R&R Unit. Pacheco never questioned Uekert or Boswell regarding Coke's claim. Neither Uekert or Boswell, ever testified they discussed Stockton's desire for a transfer with Officer Coke.

5. Pacheco includes superfluous testimony.

Within Coke's testimony, Pacheco placed a paragraph about supervisors who testified they would have welcomed Stockton into their work locations. Reporting Agent was unable to determine the significance this information had to the allegation against Uekert. The information neither supports or refutes the allegation.

6. Pacheco failed to identify witnesses interviewed which provided exculpatory and/or mitigating testimony.

Pacheco interviewed Officer Gregory Vines. Pacheco never identified Vines in her report or included his testimony. Vines testified he believed Uekert would do anything to help an officer with a job change stating, Uekert, "...was the most staff supportive sergeant...there was at SCC...."

Pacheco interviewed Lieutenant Ivan Clay who countered Stockton's testimony she went to him for a job change on two occasions. Clay's testimony also refuted Stockton's testimony she was crying during one of their conversations. Pacheco never included Clay's testimony in her report or indicated he had been interviewed.

Note: Stockton originally alleged misconduct against Lieutenant Ivan Clay. The EEOC did not contain documentation explaining the reason Stockton's allegations against Clay were not adjudicated.

Pacheco interviewed SCC Program Administrator (PA) Robert Shelton. Shelton testified Stockton had approached him and inquired about a job change to his unit. Shelton stated he contacted ~~DATE~~ Captain William Heise and asked if there were any anticipated transfers from R&R. According to Shelton, Captain Heise indicated there were no "anticipated moves at this time" for R&R personal. Pacheco never utilized Shelton testimony or indicated he had been interviewed.

Pacheco interviewed Sergeant Gary Summerset. Summerset testified he had been the supervisor in charge of the R&R Unit when Stockton was first assigned to the area. Summerset admitted he was originally opposed to a female being assigned to R&R because of the unclothed body searches. After he was transferred from the R&R, Summerset stated he was contacted by Stockton and she requested to transfer to his new location. Summerset

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DUPLICATION OR REISSUANCE
CONTROLLED BY LAW

RELEASED TO

43-001-96

Page 13

indicated he advised PA Shelton of Stockton's request and Shelton indicated Captain Heise declined to transfer anyone out of the R&R Unit. Summerset also testified during his conversations with Stockton, she only complained about the constant rotation of supervisors in the R&R Unit and the disruption in the smooth operation the changes caused. Stockton never complained to him about Uekert or any particular individual. Pacheco never identified Summerset as a witness.

Officer Gary Cavalieri testified Stockton had complained to him about the R&R section being "screwed up." Cavalieri interpreted Stockton's comments to be in regards to the operational difficulties and her desire for the R&R to run more smoothly. Pacheco failed to include this portion of Cavalieri's testimony.

Officers Richard Curtise and Felipe Nolasco both testified they had worked the R&R Unit with Stockton and neither of them ever witnessed any negative comments regarding women working R&R. Officer Curtise stated Stockton did complain she felt too much of the work was placed upon her and she disliked the constant change in supervisors. Pacheco did not include either Curtise's or Felipe's mitigating testimony in her report or indicate she interviewed them.

- Under Allegation #3, Pacheco claims Stockton alleged negative comments concerning women working in R&R were frequent and ongoing and Uekert failed to correct the behavior. Stockton further alleged Uekert was responsible for some of the negative comments and he prevented her from working early transportation buses because she was unable to perform inmate unclothed body searches. Pacheco sustained the allegation.

1. Pacheco failed to identify a nexus between witness testimony and the allegation against Uekert.

Pacheco quoted Officer Joaquin with testifying he over heard an officer questioning the rationale for having Stockton assigned to R&R, because of the inmate "strip-outs." He also testified he heard another officer ask if Stockton's assignment to the R&R was on a "trial basis." Joaquin never testified he informed Uekert of the comments nor did Pacheco present a nexus indicating Uekert was aware of the comments.

Officer Coke testified he overheard Officers Antonini and Duncan making the statement, "...it would be nice to have a partner that could do the work, yes, it would be nice to have somebody out here who could help us...." Coke stated the comment was made in front of inmate clerks but he did not believe Stockton was aware of the statement because she was in the R&R Office. Reporting Agent could not determine how these comments credited to Antonini and Duncan affect the allegation against Uekert. Coke testified he informed Uekert of the comments and Pacheco never presents evidence indicating Uekert was knowledgeable of the statement. Coke's statement neither refutes or supports the allegation against Uekert.

Because the comment Coke heard is not sexual in nature Reporting Agent could not place a nexus on the statement to the allegation. By conjecture, Antonini and Duncan could have been commenting on a multitude of issues to include insufficient personnel being assigned to the R&R or the constant change of supervision.

2. Pacheco failed to include exculpatory testimony.

Pacheco failed to include Officer Vines testimony. Vines testified after Uekert was assigned to the R&R Unit, he and Stockton routinely worked early transportation buses with one another. Vines' also stated the only

disagreements he encountered in the R&R was if a male officer was required to work back-to-back early buses. Vines' indicated he never observed or heard any negative comments about women working the R&R.

3. Pacheco misconstrues testimony.

Pacheco claimed Uekert "...once again...gave conflicting testimony in this area...." Uekert testified Stockton was allowed to work early buses and he was unaware of any negative comments regarding that practice. Pacheco asked Uekert questions regarding the amount of time it took to conduct strip-outs on early buses. Reporting Agent's review of Uekert's interview revealed Pacheco was not satisfied with Uekert's testimony regarding the time utilized by R&R staff to conduct unclothed body searches for early buses. Pacheco maligned Uekert's testimony and failed to indicate testimony supporting his assessment of the time used. Pacheco misconstrued several witnesses' testimony regarding the time used for strip-outs on early buses. Although, all witnesses agreed the majority of the functions performed in the R&R had nothing to do with "strip-outs," most, (except Stockton) testified the majority of the work on the "day" of the early bus was inmate unclothed body searches.

- Under Allegation #4, Pacheco indicates Stockton alleged Uekert showed her and another officer two (2) Polaroid photographs of a nude women on a bed. Pacheco sustained the allegation.

1. Pacheco failed to address conflicting testimony.

Stockton testified Uekert showed her two photographs of a nude female on a bed. Both Officer Duncan and Uekert testified there was only one photograph. Pacheco never addressed the discrepancy between the number of photographs claimed by Stockton and Uekert's and Duncan's testimony.

- In Allegation #5, Stockton alleges, while on duty, Uekert "would talk a lot about his personal life," made comments about giving women rub downs with baby oil, told her if she loved her husband she would treat him to baby oil rub downs and asked her about her sex life. Pacheco sustained the allegation.

1. Pacheco failed to include mitigating testimony.

Stockton testified during her first interview, Uekert "out of the blue" discussed using baby oil on women and she responded with, "...I've never heard of such a thing..." claiming she made the comment to have Uekert "shut up." Pacheco only quoted Uekert under this allegation. Uekert testified he only discussed using baby oil on his wife and not women as alleged by Stockton. During Stockton's second interview, she conceded Uekert only discussed using baby oil on his wife and her account of the conversation closely coincided with Uekert's testimony. Pacheco never included Stockton's revised testimony.

While discussing this allegation with Pacheco, Uekert indicated he was attempting to help Stockton with her personal marital problems. Pacheco did not include testimony by Officers Antonini or Duncan which supported Uekert's contention Stockton complained about her personal problems at work.

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RELEASED TO
BY
DATE

43-001-96

Page 15

2. Pacheco failed to provide evidence to support the allegation.

Within this allegation, Pacheco sustained Stockton's allegation Uekert made "comments about treating women nice" and "asked her about her sex life." Uekert and Stockton testified there was only one conversation about using baby oil and Pacheco never presented testimony or evidence in her report indicating Uekert ever discussed Stockton's "sex life."

- Under Allegation #6, Pacheco indicates Stockton alleged Uekert discussed his personal marital problems at work. Stockton also alleged Uekert was infatuated with SCC Correctional Officer Nannette Wing. Pacheco sustained the allegation.

1. Pacheco never identified an allegation of misconduct.

While reviewing this allegation, Reporting Agent was unable to ascertain what section of the CDC Department Operations Manual, Government Code or Civil Rights violations were being charged by Pacheco against Uekert. Pacheco failed to indicate any nexus in her report which supports a contention the discussion of personal marital problems adversely affects employee efficiency. There is no testimony indicating any employee requested Uekert cease his personal conversations. Officer Wing confirmed Stockton's allegation Uekert was infatuated with her. Wing testified she was never offended by Uekert's actions and he ceased his advances from the moment she informed him a relationship would not materialize.

"Subsequent Allegations and Findings" section:

This section of Pacheco's report contains one additional allegation against Uekert. The allegation consisted of Uekert using the phrase "I guess it's us against her" while involved in a conversation with Officers Duncan and Joaquin. Pacheco sustained the allegation.

1. Pacheco failed to include mitigating testimony.

Reporting Agent used the hypotheses Pacheco was alleging Uekert created a hostile working environment by uttering the phrase "I guess it's us against her." Pacheco states the statement was made after Stockton departed SCC on stress. Pacheco failed to indicate in her report, Joaquin testified the discussion occurred "from DATE to five days after Stockton had left," and prior to either Uekert, Duncan or Joaquin's knowledge Stockton was out on stress or planned to file allegations of misconduct. Additionally, Pacheco failed to include Joaquin's statement Uekert asked of him, "...if you get in contact with her or anything, can you let us know what's going on...." The statement attributed to Uekert does not provide sufficient evidence to sustain an allegation of promoting a hostile work environment. Furthermore, Uekert testified he was aware Joaquin was personal friends of Stockton's husband (Rex) and Joaquin socialized with both Stockton and Rex.

Under the "Conclusion" section of her report, Pacheco writes, "...Although the respondent (Uekert) admitted that he had attended sexual harassment training...."

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DUPLICATION OR REISSUANCE
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RELEASED TO

DATE

43-001-96

Page 16

1. Pacheco placed a false statement into her report.

Pacheco's comment is not supported by Uekert's testimony. Uekert never testified in any of the available records he had attended sexual harassment training. SCC training records disprove Pacheco's statement and support Uekert's claim to Detective Molloy he informed Pacheco he had not attended sexual harassment training.

PACHECO'S REPORT ON LIEUTENANT ERNEST BOSWELL:

In the Boswell investigation, Pacheco interviewed nine (9) individuals. Of those nine, Boswell's transcript is incomplete and no tape recording was located. The transcript for Stockton's second interview is also incomplete and no tape was found in the file. Sergeant Uekert's transcript for January 29, 1993 is incomplete and there is no tape for his February 8, 1993 interview. There is no tape for witnesses Danny Duncan and a final witness, Sergeant Louis Dolinsek, was interviewed two times. Dolinsek's second interview was telephonic and the recording was not audibly clear or transcribed.

Pacheco's thirteen (13) page report contains two (2) allegations of misconduct against Lieutenant Boswell. In reviewing this investigation, Reporting Agent assessed that Pacheco included a quantity of superfluous testimonial diatribe which maligns Boswell's behavior and demeanor. This assessment was based upon the voluminous testimonies and opinions interjected by Pacheco, which neither supported or refuted the allegations. Several of the witness statements concern allegations against other accused officers and do not pertain to the allegations against Boswell.

Within the "Background" section of her report, Pacheco erred in Boswell's tenure with CDC.

1. Pacheco provides erroneous information.

Pacheco indicated Boswell commenced his employment with CDC in 1976. Boswell actually commenced his tenure on May 13, 1974.

Within each of Pacheco's five (5) reports, she provides a witness list and assigns a numeric denomination to each witness. Pacheco then refers to the numeric denomination when she quotes the witness. Officer Danny Duncan is Witness #2 in the Boswell report and Pacheco referred to him as both Witness #2 and Witness #5. Pacheco gave Lieutenant Richard Tatum the numeric denomination of Witness #5.

1. Pacheco incorrectly numbers witness testimony.

On two (2) occasions Pacheco erred and indicated Officer Duncan was Witness #5 as opposed to Witness #2. Pacheco committed this error on pages four (4) and nine (9). These errors credit Lieutenant Tatum with statements actually made by Duncan. Duncan was Witness #5 in Pacheco's report on Uekert and Reporting Agent determined Pacheco apparently transferred Duncan's statements from the Uekert investigative report into her Boswell report. With the way the statements are recorded, they imply Tatum is claiming Boswell committed acts of misconduct.

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DATE _____

- Under Allegation #1, Pacheco writes Stockton alleged she approached Boswell on at least five (5) occasions and requested he transfer her from the R&R Unit. Pacheco substantiated the allegation "in part." Pacheco failed to identify what "part" of the allegation she sustained.

1. Pacheco failed to adequately investigate testimony.

Officer Coke testified he informed Uekert and Lieutenant Ernest Boswell of Stockton's desire for a transfer from the R&R Unit. Pacheco never questioned Uekert or Boswell regarding Coke's claim. Neither Uekert or Boswell ever testified they discussed Stockton's desire for a transfer with Officer Coke.

2. Pacheco includes superfluous testimony.

As in the Uekert report, Pacheco placed a paragraph just under Officer Coke's testimony about supervisors who testified they would have welcomed Stockton into their work locations. Reporting Agent was unable to determine the significance this information had to the allegation against Boswell. The information neither supports or refutes the allegation.

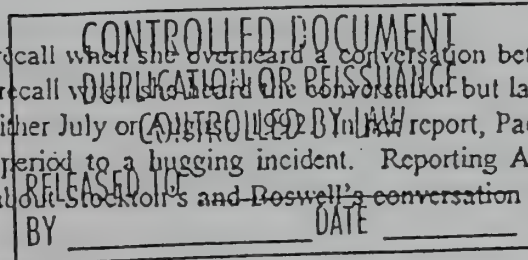
Pacheco quoted Sergeant Uekert with stating he was aware Stockton was "upset" over personal matters at home and on one occasion he found her crying in the R&R. Reporting Agent was unable to determine what significance this testimony had on the allegation Boswell failed to job change Stockton. The information neither supports or refutes the allegation.

3. Pacheco misquotes witness testimony.

Pacheco claims Sergeant Betty Herron testified she heard Stockton request Boswell for a job change from R&R. Herron testified she heard Boswell tell Stockton he would give her a job change and heard Stockton reply, "...no, that's all right, I don't want a job change...." Herron's transcripts indicate she testified she "assume(d)" Stockton had requested a job change prior to the portion of the conversation she overheard between Boswell and Stockton.

Pacheco also claimed Herron, "...got the impression that there had been previous request for job changes..." made by Stockton to Boswell, "...on account of what was going on down there in R&R...." Reporting Agent's review of Herron's interview tape recording indicated the comment, "...on account of what was going on down there in R&R...." was made after Herron received information Stockton had filed her complaints of misconduct against the officers in R&R.

Pacheco misquoted Herron when she stated Herron could not recall when she overheard a conversation between Boswell and Stockton. Initially, Herron testified she could not recall when she heard the conversation but later in the interview she narrowed the time frame of the occurrence to either July or August, 1992. In her report, Pacheco credits Herron's testimony of the July or August, 1992 time period to a bugging incident. Reporting Agents review indicates Herron was responding to Pacheco's question about Stockton's and Boswell's conversation when she provided the time frame.



4. Pacheco mixes Boswell's testimony into Uekert's statement.

Within the Uekert statement, Pacheco included a question she asked Boswell and Boswell's response. The question asked by Pacheco of, "When asked whether or not Sergeant Uekert had asked the respondent (Boswell)

43-001-96

Page 18

not to give CP (Stockton) an assignment change, respondent (Boswell) stated that he couldn't recall," was never located by Reporting Agent in the Uekert transcripts. However, the placement of the question in the report, initially leads the reader to believe Pacheco asked Uekert the question. Pacheco then added her opinion of the "...response was related in such a way as to not be convincing...." Because the EEO file did not contain a tape recording of Boswell's interview and the transcript was not entirely legible or complete, Reporting Agent could not confirm or refute Pacheco's claim Boswell provided a non "convincing" response.

5. Pacheco made a false statement.

Pacheco wrote the following statement with regards to Boswell, "...it should be noted that during the investigative interview conducted with the respondent (Boswell), he attempted to give the impression that he in fact initiated a job change for CP (Stockton). However, what in fact actually occurred was that he had not initiated any job change for CP (Stockton) until he had been confronted by the Acting Captain...." Based upon Acting Captain Margene Ford's memorandum dated September 9, 1992, the job change referenced by Pacheco would have occurred in the latter part of August, 1992. Pacheco received testimony indicating Boswell attempted to initiate a job change for Stockton as early as April or May, 1992.

6. Pacheco failed to include mitigating testimony.

Pacheco failed to indicate essentially every witness, including Stockton, testified Stockton repeatedly reversed her request for a job change. Pacheco included testimony from supervisors who indicated an interest in having Stockton assigned to their area. However, Pacheco failed to include the supervisors all testified Stockton changed her mind and no longer wanted to transfer from the R&R Unit. Pacheco failed to report Lieutenant Richard Tatum's testimony Boswell attempted to secure a job change for Stockton to his area in April or May, 1992.

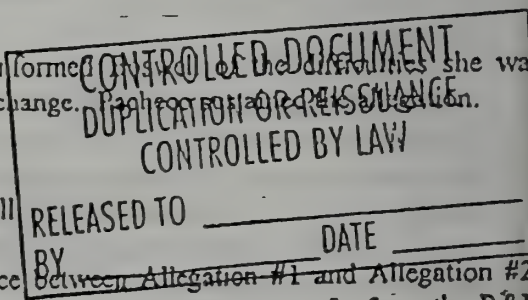
7. Pacheco failed to clarify testimony.

Sergeant Herron testified Stockton told her the male officers in the R&R complained about her inability to perform unclothed body searches. Herron's transcripts did not indicate if Herron interpreted Stockton's comment as a complaint against CDC policy prohibiting females from unclothed body searches of males except for emergencies or as a complaint of sexual harassment. Pacheco did not pursue this avenue of questioning.

- Under Allegation #2, Pacheco wrote Stockton alleged she informed the difference between Allegation #1 and Allegation #2. Pacheco failed to give Stockton a job change. Pacheco failed to give Stockton a job change.

1. Pacheco alleged a spurious charge against Boswell

Reporting Agent was unable to ascertain a demonstrable difference between Allegation #1 and Allegation #2. Both allegations essentially concern Stockton's claim Boswell failed to provide her with a transfer from the R&R Unit.



43-001-96

Page 19

2. Pacheco failed to identify a nexus between witness testimony and the allegation against Boswell.

Pacheco wrote her report to imply Boswell should have known about Stockton's complaints because he shared an office with Sergeant Herron who testified she was aware of some of Stockton's concerns. Though Herron was aware of Stockton's complaints, she never testified she informed Boswell of those comments and Pacheco did not provide a nexus indicating Boswell was made aware of Stockton's concerns.

3. Pacheco failed to address testimony of misconduct.

Sergeant Herron testified Stockton told her about staff in the R&R making comments which implied Stockton was unable to perform the full range of duties in the R&R because of the unclothed body searches. Herron also stated Stockton complained about another officer who persistently flagellated. Stockton testified she informed a Sergeant Debbie Johnson of "some of the dirty laundry" occurring in the R&R to include, "...the farting that Antonini had been doing...the pressure...Stockton...was feeling from the male staff members and not being backed up...that Officer Cooper was...ignoring Vocation and coming and sitting in R&R and not helping doing anything...." Stockton also requested Johnson for a job change from the R&R. Johnson told Stockton there was nothing she could do to help facilitate a transfer from the R&R Unit. Stockton made substantially the same allegations against Lieutenant Boswell and Sergeant Uckert, however, Pacheco failed to recommend action be taken against either Sergeant Herron or Johnson.

4. Pacheco failed to interview potential witnesses.

Stockton testified while Sergeant Debbie Johnson was supervising the R&R Unit, she expressed many of her allegations and complaints to Johnson. Records in the EEO file do not indicate Pacheco interviewed Johnson.

Detective Molloy stated to Reporting Agent, Boswell claimed he provided Pacheco with the names of potential witnesses which would provide mitigating testimony on his behalf. Because of the incomplete transcripts, Reporting Agent was unable to confirm Boswell's claim.

Under a section of her report titled "Supplemental Information," Pacheco makes an accusation of misconduct against Boswell, however she does not term the accusation as an allegation.

1. Pacheco includes superfluous information.

Pacheco raises an issue involving an off duty contact between Stockton and Boswell which occurred after Stockton had departed SCC on stress. Pacheco's report re-counts the off duty contact and some of the discrepancies she found between the memorandums submitted by both Boswell and Stockton of the encounter. Pacheco criticizes Boswell for not mentioning in his memorandum Stockton was crying during a portion of their encounter. Reporting Agent could not determine the reason Pacheco documented this encounter.

In the "Conclusions" section of her report, Pacheco again makes accusations of misconduct against Boswell but does not charge him with specific allegations.

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DUPLICATION OR REISSUANCE
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43-001-96

Page 20

1. Pacheco includes superfluous information.

Under this section, Pacheco describes Stockton's allegation Sergeant Uekert threatened her with a job change and the testimony provided by Officer Joaquin related to this allegation. It is unclear to Reporting Agent why Pacheco included this information. There is no testimony provided by any witness indicating Boswell was knowledgeable of the situation to the degree Stockton alleged against Uekert.

2. Pacheco included false information.

Pacheco states Boswell admitted he did not initiate a job change for Stockton until after Stockton made a complaint to Acting Captain Ford. Pacheco's statement is not supported by Boswell's transcripts or Lieutenant Tatum's testimony. Again, Tatum testified Boswell approached him in April or May, 1992 and inquired about a possible job reassignment for Stockton from the R&R Unit to his location. This testimony clearly demonstrates Boswell attempted to re-locate Stockton a minimum of three (3) months prior to Pacheco's claim.

3. Pacheco violated Government Code Section 3300; PUBLIC SAFETY OFFICERS PROCEDURAL BILL of RIGHTS ACT.

During his interview, Boswell questioned Pacheco about being interviewed as a "respondent" (accused officer). Reporting Agent was unable to locate a copy of Pacheco's memorandum to Boswell ordering him to the interview, however, a copy of the memorandum issued to Uekert was obtained. If the memorandum issued to Uekert is indicative of the memorandum issued to Boswell, Pacheco may have violated Boswell's rights granted under Government Code Section 3300.

Boswell's transcripts indicates he questioned Pacheco about the memorandum not advising him of his status as an accused officer. Pacheco's memorandum to Uekert did not provide sufficient or clear direction to the officer of the charge or focus of the investigation. The memorandum merely stated Pacheco was going to conduct an interview as a discrimination complaint investigator, in connection with a formal complaint filed by Stockton. Pacheco's memorandum failed to meet the criteria of Government Code Section 3303(c), "...the Public Safety Officer, under investigation, shall be informed of the nature of the investigation prior to any interrogation...." Furthermore, it is inappropriate for Pacheco to report Boswell for questioning his rights as cited under Government Code Section 3304(a), Lawful Exercise of Right; Insubordination; Administrative Appeal; "...No public safety officer shall be subjected to punitive action, or denied promotion, or be threatened with such treatment, because of his lawful exercise of rights granted under this chapter,...."

Note: Pacheco administered the "Lybarger Warning" to all witnesses, accused officers, and complainants. It appeared to Reporting Agent, Pacheco issued memorandums to all interviewed personal containing the same verbiage, without regard to their status as a witness, subject officer or complainant.

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PACHECO'S REPORT ON OFFICER ALAN ANTONINI:

In the Antonini investigation, Pacheco quoted six (6) individuals. Of those six, Antonini's interview transcript has missing testimony and no tape recording was located in the file. The transcript of Stockton's second interview on February 4, 1993 is incomplete and Reporting Agent failed to locate a tape recording for the interview.

43-001-96

Page 21

Additionally, there was no tape recording located for another witness interviewed for this investigation. Pacheco's six (6) page investigation contains three (3) allegations of misconduct by Officer Stockton against Officer Antonini.

- Under Allegation #1, Pacheco indicated Stockton alleged, commencing the first week she was assigned to the R&R Unit Officer Antonini would tap "his watch in a disapproving manner" and give Stockton "the impression" he was troubled by the amount of time she utilized to obtain paperwork and monies for paroling inmates. Stockton further alleged Antonini would make comments to the effect of, "...a male officer would have the paperwork done faster and on time...." Pacheco "partially" sustained the allegation. Pacheco did not identify the part of the allegation she sustained.

1. Pacheco fails to identify the sustained allegation of misconduct.

Pacheco only quoted Antonini under this allegation. Antonini admitted to tapping his watch and had a "vague" recollection of making comments about the amount of time Stockton used to secure the paperwork and money for paroling inmates. Antonini stated he was teasing Stockton with his comments and he had teased other officers in the same fashion. Pacheco failed to identify any other witnesses to these purported comments. Based upon the allegation as written by Pacheco and the statements attributed to Antonini, Reporting Agent could not identify what section of the Department Operations Manual or Government Code Section Pacheco was accusing Antonini of violating.

- In Allegation #2, Pacheco reported Stockton alleged Antonini made derogatory comments about women not being able to perform unclothed body searches and she was working in a man's world and if she couldn't perform her job, she should "probably get out." Pacheco sustained the allegation.

1. Pacheco misquotes witness testimony.

Pacheco writes Officer Joaquin testified Antonini made the following comments, "...you are just working here for a trial basis...and you can't even do strip searches...." Joaquin's testimony credited Officer Joaquin with stating the phrase, "...and you can't even do strip searches...."

Pacheco indicates Officer Gary Cavalieri confirmed he witnessed an alleged incident involving Antonini and a female visiting officer. Cavalieri's testimony did not confirm the female visiting officer's rendition of the incident involving herself and Antonini nor did he testify he found the incident "interesting" as reported by Pacheco. Pacheco also stated Cavalieri confirmed Antonini made all of the derogatory comments alleged by Stockton. During his interview, Cavalieri confirmed he heard "someone" make statements concerning females being assigned to R&R. Cavalieri attributed several of the derogatory comments to an Officer Mario Borroel.

Note: Officer Borroel was another officer Stockton alleged misconduct against. Reporting Agent did not locate a report on Officer Borroel in the EEO file. Pacheco interviewed Borroel as both a "respondent" (accused officer) and as a witness to Stockton's allegations. Pacheco failed to provide an explanation in any of her reports indicating why she did not complete an investigative report on Borroel. Reporting Agent did not locate any memoranda in the EEO file indicating a reason

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DUPLICATION OR REISSUANCE

CONTROLLED BY LAW
RELEASED TO
DATE

43-001-96

Page 22

for Borroel to be excluded from Pacheco's investigation(s). Pacheco never utilized Borroel as a witness in any of the five submitted reports.

Pacheco wrote Officer Rebecca Byrd testified Antonini, "basically ignored" her after she and Antonini were involved in an incident in the R&R. This is a misstatement of Byrd's testimony. Byrd testified she believed Antonini always "ignored" her and the alleged incident was not the catalyst for her feeling Antonini ignored her as recorded by Pacheco.

2. Pacheco failed to include mitigating testimony.

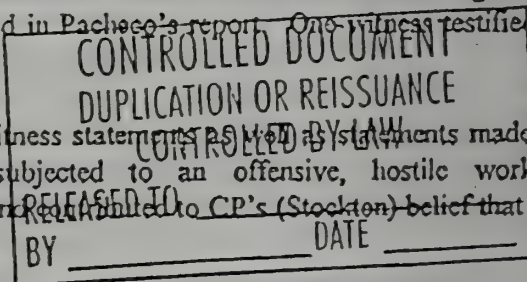
Pacheco failed to include Sergeant Gary Summerset's testimony he selected Stockton for the R&R Unit. Summerset testified he was originally against having a female assigned to the R&R because of the unclothed body searches. He stated, prior to Stockton's arrival, several of the officers assigned to the R&R (Antonini included) voiced concern about having a female assigned to the area. Summerset then stated he never overheard any negative comments concerning women working the R&R Unit after Stockton arrived. Summerset's contentions are supported by several other witnesses not delineated by Pacheco in this report.

- In Allegation #3, Stockton alleged Antonini continuously flagellated in front of her and other people. She claims she asked Antonini to stop this behavior and the odor made her sick to her stomach. Pacheco sustained the allegation.

1. Pacheco failed to include mitigating testimony.

Officer Antonini freely admitted to the allegation but claimed once Stockton complained, he discontinued his flagellation around her and apologized for his prior actions. Antonini's claim he discontinued his flagellation around Stockton was supported by witness testimony not included in Pacheco's report. One witness testified he never observed Antonini flagellate when Stockton was around.

In the "Conclusion" section of her report, Pacheco writes, "...witness statements as well as statements made by respondent (Antonini) confirm that CP (Stockton) was subjected to an offensive, hostile working environment...Antonini's...actions were offensive, inappropriate, and contributed to CP's (Stockton) belief that she was discriminated against based upon her sex...."



1. Pacheco fails to present evidence to support an allegation Antonini subjected Stockton to a hostile, offensive and inappropriate working environment.

Pacheco only submits Officer Joaquin's testimony to support her contention Antonini subjected Stockton to a hostile working environment. Pacheco misquoted Joaquin and attributed comments to Antonini which Joaquin testified were made by Officer Duncan. Pacheco again quotes Officer Douglas Coke's statement, he overheard either Antonini or Duncan make the statement, "...it would be nice to have a partner that could do the work, yes, it would be nice to have somebody out here who could help us...." This statement does not support a connotation of sexual harassment. Coke also testified he did not believe Stockton heard the comment and Pacheco fails to identify a nexus to Stockton's allegation against Antonini. It is not logical for Pacheco to utilize Antonini's flagellation to support a allegation of discrimination based on sex. Witness statements and Antonini's testimony indicate his propensity to flagellate was pervasive in front of both genders.

43-001-96

Page 23

Because Antonini's transcripts were incomplete, Reporting Agent was unable to confirm or refute closing statements made by Pacheco which vilifies Antonini.

PACHECO'S REPORT ON OFFICER DANNY DUNCAN:

In the Duncan investigation, Pacheco quoted seven (7) individuals. Of those seven, there were no tape recordings for Duncan's and Antonini's interviews. The transcript of Stockton's second interview on February 4, 1993 is incomplete and no tape recording was located. Sergeant Louis Dolinsek was interviewed on two occasions and his second interview was telephonic. The telephonic interview recording was not audibly clear or transcribed.

Pacheco's seven (7) page investigation contains three (3) allegations of misconduct filed by Stockton against Duncan. Pacheco also charges Duncan with one (1) additional allegation under a section of her report titled, "Subsequent Allegations and Findings."

- Under Allegation #1, Pacheco indicated Stockton alleged Duncan made disparaging remarks concerning her strength and her inability to work early transportation buses because she was prohibited from performing unclothed body searches. Pacheco sustained the allegation.

1. Pacheco misquotes witness testimony.

Pacheco claims Officer Antonini confirmed Duncan made negative comments concerning women working in the R&R. Antonini testified Duncan only expressed concern regarding women working R&R because of the unclothed body searches.

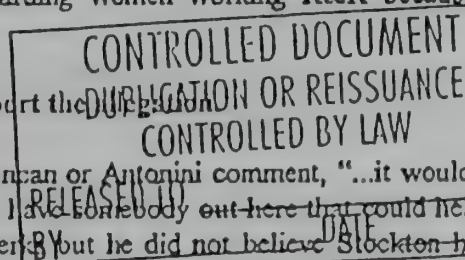
2. Pacheco utilized non sequitur testimony to support the allegation.

Pacheco utilized Officer Coke's testimony he overheard either Duncan or Antonini comment, "...it would be nice to have a partner that could do the work, yes, it would be nice to have somebody out here that could help us..." Coke also testified the comment was made in front of inmate clerk [redacted] but he did not believe Stockton heard the comment. Reporting Agent emphasizes Pacheco failed to show a correlation or nexus indicating the comments were against Stockton or her gender.

3. Pacheco failed to indicate a nexus between testimony and the allegation.

Pacheco included Officer Joaquin's testimony which indicated, on two (2) occasions he prepared staff assignment list for early buses and heard Duncan make a comment to the effect, "...no use having Chris (Stockton) come in... she's a female, she cant help us strip out...Antonini...and I are going to come in...." Pacheco failed to indicate a nexus between Duncan's affirmation of CDC policy and gender discrimination.

4. Pacheco failed to include mitigating testimony.



43-001-96

Page 24

Pacheco did not include testimony which supported Duncan's claim when Stockton worked early buses, a male officer from one of the "yards" would have to be requested to assist the R&R staff with the unclothed body searches. Duncan's position was ratified by Antonini's, Uekert's and Officer Gregory Vines' testimony.

5. Pacheco utilized unsupported hearsay testimony.

Officer Coke testified Stockton informed him of negative comments being uttered in the R&R of, "...let Stockton do that she's weak...you have no business coming in for early buses, you can't do strip-outs, are you sure you know what your doing...what do you know, you're just a female...." Coke dose not testify he ever heard the comments nor did he state Stockton attributed all of the comments to Duncan.

In the closing paragraph under Allegation #1, Pacheco writes, "...It should be noted that prior to the assignment of Sergeant Uekert and Officer Duncan, CP (Stockton) had on numerous occasions came in for early buses...." During her interview, Stockton alluded she was prohibited by Sergeant Uekert from working early transportation buses, promulgating a substantial portion of her overall complaint. Stockton advised Pacheco, Officer Gregory Vines would substantiate her allegations against Uekert and Duncan.

6. Pacheco failed to include exculpatory testimony.

Vines' testified for a period of three months he worked early buses with Stockton after Uekert and Duncan arrived to the R&R Unit. Pacheco failed to include testimony from Sergeant Uekert and Officer Duncan, indicating Stockton continued to work early buses subsequent to Uekert's arrival to R&R. Pacheco also failed to include testimony from Officer Richard Curtis who indicated while he worked the R&R, he never observed or heard any unprofessional comments or actions regarding Stockton or female's abilities to perform their duties in the R&R.

- Under Allegation #2, Pacheco indicates Stockton alleged Duncan requested she go out for drinks with Captain William Heise in an attempt to have Sergeant Uekert removed from the R&R Unit.

1. Pacheco fails to include mitigating testimony.

Under Allegation #2, Pacheco deludes the reader when she quotes Duncan with, "...well she (Stockton) was supposed to set up a meeting with Captain Heise, with her and I, ~~because a lot of time he was driving with her....~~" Pacheco alludes the meeting which Duncan wanted Stockton to arrange was over drinks. Pacheco failed to include Duncan's testimony he wanted Stockton to arrange a meeting with the Captain in his SCC Office.

- In Allegation #3, Pacheco indicated Stockton alleged Duncan would "gawk" at the female transportation buses drivers and make comments such as, "...I could show her what it's like to be with a real man...." Stockton further alleged she informed one of her prior supervisors (Sergeant Louis Dolinsek) of Duncan behavior.

Pacheco listed Officer Rene Martinez as Witness #4 in the Duncan investigation. In the Uekert and Cooper investigations, Pacheco gave Martinez the numeric denomination of Witness #1. While writing Martinez'

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RELEASED TO

43-001-96

Page 25

statement for this allegation, Pacheco initially referred to him as Witness #4 then in the center of his statement, quoted Witness #1.

1. Pacheco incorrectly numbers witness testimony.

Pacheco either erred and listed Martinez as Witness #1 halfway through his statement, or she erred in quoting Officer Joaquin's testimony. Pacheco's error credits Joaquin with overhearing male officers discussing women's derrieres. Joaquin never testified to this fact; however, Martinez did testify some of the male officers had made comments about female officer's "butts."

2. Pacheco fails to include mitigating testimony.

Pacheco failed to disclose Officer Martinez testified the male R&R officer's also negatively commented on the male Transportation officer's bodies.

3. Pacheco sustains the allegation without evidence.

Pacheco also sustains Stockton's allegation Duncan made the comment, "...I could show her what it's like to be with a real man...." Pacheco further sustained Stockton's claim when a bus arrived with female personnel, Duncan would stand outside of the bus, "...literally with his tongue hanging out...." Stockton was the only witness Pacheco interviewed who purports to have heard Duncan make the above comment or observed the alleged inappropriate behavior.

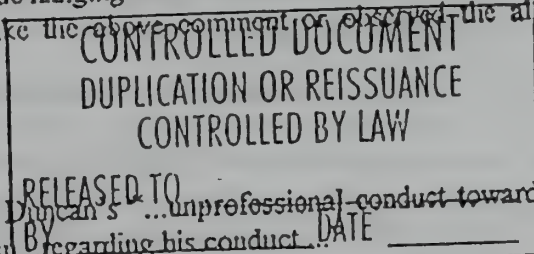
4. Pacheco submitted false testimony.

Pacheco stated Sergeant Dolinsek testified he was informed of Duncan's "...unprofessional conduct towards the women transportation personnel...and Dolinsek counseled Duncan...regarding his conduct...DATE _____

During the initial complaint to Tuolumne County Sheriff's Detective Molloy, Duncan indicated Dolinsek never made the statement attributed to him by Pacheco. Reporting Agents' review of the EEO file indicated Dolinsek was interviewed on two occasions. On January 27, 1993, Dolinsek apparently contacted Pacheco by telephone and requested a second interview. Pacheco conducted the second interview telephonically, however, the audible quality of the tape recording was so poor, no transcript was made of the tape. The quality of the recording and lack of a transcript prevented Reporting Agent from confirming Dolinsek's testimony as provided by Pacheco.

On December 11, 1995, Reporting Agent requested the Department of Justice attempt to analyze and enhance the telephonic interview made by Pacheco of Sergeant Dolinsek's interview on January 27, 1993. The enhanced tape recording still left areas of ambiguity and on December 14, 1995, Reporting Agent reinterviewed Dolinsek by telephone.

During his 1995 interview with Reporting Agent, Dolinsek confirmed he originally told Pacheco he could not recall reprimanding Officer Duncan while assigned to the R&R office. Dolinsek then stated a couple days after first interview, he recalled an incident involving Duncan and Stockton and contacted Pacheco by telephone.



43-001-96

Page 26

Dolinsek stated to Reporting Agent, he remember an occasion when a female bus driver arrived with a bus in the R&R and Officer Duncan was standing next to him. Dolinsek heard Duncan say something to the effect of, "I wonder if she wants me to help her unload the bus." Dolinsek did not interpret Duncan's comment as offensive but noticed Stockton made an, "eye motion." Dolinsek indicated later that day, he discussed Stockton's apparent dislike of Duncan's comment, with Duncan. He stated he told Duncan he personally did not have a problem with the comment but felt Stockton may have, and was warning Duncan to "be careful" around her in the future. Dolinsek stated this was the sum and substance of his telephonic interview with Pacheco. Dolinsek also stated he did not inform Pacheco he counseled Duncan regarding the above incident. Dolinsek emphasized he did not interpret Duncan's comment as, "sexual harassment." Dolinsek denied Stockton ever approached him requesting he counsel Duncan and further denied telling Pacheco, Stockton ever approached him concerning Duncan's behavior. Dolinsek stated he never implied to Pacheco the incident ever involved more than one female transportation officer on one occasion.

If Dolinsek's testimony to Reporting Agent is accurate, Pacheco misleads the reader to believe Duncan was counseled by Dolinsek for unprofessional conduct towards women transportation personnel. Pacheco did not identify in her report who the individual was claiming they informed Dolinsek of Duncan's behavior.

- Allegation #4 is covered in the section of Pacheco's report titled, "Subsequent Allegations and Findings." The allegation concerns Officer Joaquin's claim either Duncan or Uekert made a disparaging remark about the way Stockton eats yogurt and the comment, "it's us against her." Pacheco did not sustain the allegation against Duncan.

1. Pacheco fails to include mitigating testimony.

Pacheco failed to include Officer Joaquin's testimony the conversation between he, Duncan and Uekert occurred from two (2) to five (5) days after Stockton left SCC on stress. ~~RELEASED TO~~ the conversation, none of the officers involved were knowledgeable of Stockton's condition or her subsequent allegations of misconduct.

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Pacheco closes her report with a "Conclusion" section and writes, "...Witness statement as well as statements made by respondent (Duncan), confirm that the CP (Stockton) was subjected to an offensive, hostile working environment. The respondent (Duncan) contributed to the hostile working environment by making comments reflecting discrimination based on sex, and sexual harassment...." Reporting Agent was unable to ascertain the discriminating comments based on gender. Pacheco's investigation proved Stockton continued to perform the same functions in the R&R after Uekert and Duncan arrived. Pacheco just failed to provide this testimony in her report.

Within this section, Pacheco also included a situation she described as, "...not of a discriminatory nature..." involving the problem between Officer Duncan and Officer Coke. Lieutenant Pacheco accurately reflects Stockton felt obligated to mediate the problems between Duncan and Coke and her belief the Department was "letting her down" with the constant change of supervisors in the R&R Unit. Even though Stockton perceived Officer Antonini and Duncan were attempting to sabotage Officer Coke's work, Pacheco failed to provide testimony supporting her perception

43-001-96

Page 27

1. Pacheco includes unsubstantiated superfluous opinion.

Lieutenant Pacheco closes this report with the statement, "...It is my belief that respondent (Duncan) was less than truthful in his answers to the questions...." Reporting Agent was unable to substantiate this claim by Pacheco. Because Duncan did not respond to Pacheco's questions in a fashion she perceived as acceptable does not prove the individual is being less than candid during their interview process.

Note: Reporting Agent was unable to locate any documentation in Pacheco's investigations or the EEO file to explain why Officer Stockton's allegations against Officer Mario Borroel and Lieutenant Ivan Clay were not addressed. Evidence suggest Pacheco may not have been aware Stockton originally complained against Lieutenant Clay, however, Pacheco interviewed Officer Borroel as a respondent (accused officer) and witness. Pacheco never indicated either Lieutenant Clay or Officer Borroel were interviewed in any of her reports.

CDC'S ADMINISTRATIVE ACTION TAKEN BASED UPON PACHECO'S REPORTS:

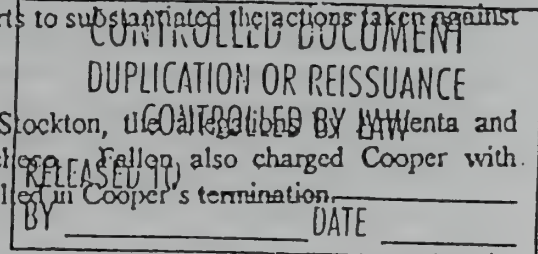
Utilizing Pacheco's investigative reports, SCC Warden Kingston Prunty determined sufficient evidence was presented to warrant adverse action be taken against Lieutenant Boswell, Sergeant Uekert and Officers Antonini, Duncan and Cooper. SCC Employee Relations Officer (ERO) Duncan Fallon prepared and served the five (5) officers with Adverse Actions. Fallon used Lieutenant Pacheco's reports to substantiate the actions taken against the officers and quoted several sections of the reports in the actions.

In the Cooper action, Fallon sustained the disputed allegation by Stockton, the allegations by Wenta and McGhee and accused him of lying during his interview with Pacheco. Fallon also charged Cooper with misconduct not covered by Pacheco's report. The Adverse Action resulted in Cooper's termination.

In the Uekert action, Fallon utilized the Stockton complaint against Cooper and Uekert's failure to resolve the issue or to take appropriate action. He further charged Uekert with discussing the use of baby oil with Stockton, he conspired with another officer to create a hostile environment for her, accused him of using the phrase "women shouldn't work here because of inmate strip searching," and lying during his interview with Pacheco. Fallon also included the non-disputed allegation Uekert showed a photograph of a naked women on a bed to subordinates at work. Sergeant Uekert was terminated.

In the Boswell action, Fallon supported the allegations Boswell failed to take action and provide Stockton a job change after Officer Coke had advised him Stockton needed to be removed from the R&R Unit. He also substantiated Boswell failed to act on Stockton's request for a job change, he failed to take corrective action against Uekert and he failed to address Stockton's indication she was contemplating suicide. Fallon also substantiated an allegation of misconduct not covered in Pacheco's report. Boswell was demoted to the classification of Correctional Officer.

In the Antonini action, Fallon substantiated the allegations he made several disparaging comments about females working in the R&R to include the statement, "...It would be nice to have a partner that could do the work, yes, it would be nice to have somebody out here that could help us...." Fallon also sustained the allegations Antonini made inappropriate comments to the female visiting officer, he continually flagellated and lied during his interview with Pacheco. Officer Antonini was suspended without pay for forty-five (45) days.



In the Duncan action, Fallon substantiated the allegations Duncan accused Stockton of being weak and she had no business coming in for early buses because of the strip-outs. Fallon further sustained the allegations Duncan made other disparaging remarks to include, "It would be nice to have a partner that could do the work, yes, it would be nice to have somebody out her to help us," he asked Stockton to go out for drinks with the Captain, moved inmate property so Officer Coke would not be able to locate it and lied during his interview with Pacheco. Duncan received a sixty (60) day suspension from duty without pay.

REQUEST FOR DEPARTMENTAL REVIEW OF PACHECO'S INVESTIGATIONS BY THE ACCUSED STAFF:

The file of Pacheco's investigations contained letters of correspondence between the five Officers and EEO. The correspondence indicated on March 4, 1993, the five officers mailed a memorandum to the "EEO Commission." In the memorandum the five Officers alleged they had been discriminated against by Pacheco during her investigation. They further alleged Pacheco placed biased information into her reports and failed to properly investigate mitigating testimony provided. On June 13, 1993, Lieutenant Boswell presented another memorandum to Mr. Robert Denninger, Chief Deputy Director, CDC, requesting a reinvestigation of Stockton's allegations utilizing an investigator other than Pacheco.

A memorandum on June 21, 1993, by SCC Interim Warden Bert Rice, notified Mr. Antonio Aguilar, EEO Discrimination Complaint Unit, of Lieutenant Boswell's, Sergeant Uekert's, Officers Cooper, Duncan and Antonini's request for reexamination of the allegations and procedures utilized by Pacheco. Warden Rice's memorandum to Aguilar stated, "...On June 15, 1993, I received a copy of a memorandum dated May 25, 1993, addressed to Mr. David Rodriguez, Director, Equal Employment Opportunity Commission. I am enclosing a copy of the report for your review and follow up. The complaint alleged Ms. Pacheco was biased, intimidating, humiliating, and the investigation was unfair. The complainants are alleging they have not received a response from you or Ms. Pinkins. I have discussed this with Ms. Pinkins and we agreed that the tapes should be reviewed to determine if Ms. Pacheco conducted herself within the guidelines of a CDC investigator. At the time the investigation occurred, Ms. Pacheco was on loan to Affirmative Action Office, Headquarters."

On July 7, 1993, Mr. Aguilar responded to the accused Officers and their representatives, Lieutenant Ford, Curitt, SCC, and J. Russell, CC-II, SCC. Mr. Aguilar's memorandum expressed his contention all EEO reports are reviewed by himself and Nora Brusuelas. Mr. Aguilar indicated he and Ms. Brusuelas make the final determination if allegations are sustained or not sustained. In closing, Mr. Aguilar stated, "In view of this investigation, I find that it was conducted in accordance with established policies and procedures. I do not find that anyone's rights were violated or abridged."

On July 25, 1993, Chief Deputy Director Denninger also responded to the accused officers with a memorandum addressing their complaints against Pacheco's investigations. Essentially, Chief Deputy Director Denninger indicated the final determination of Pacheco's investigation and her methods utilized were within CDC established procedures and the officers' rights had not been violated or otherwise abridged. Chief Deputy Director Denninger reminded the Officers, "You were so advised via a memorandum from Antonio Aguilar dated June 16, 1993." Chief Deputy Director Denninger advised the Officers Ms. Brusuelas had informed him their concerns did not constitute a basis for filing a formal EEO complaint.

Between Chief Deputy Director Denninger's July 25, 1993 memorandum and April 11, 1995, Sergeant Uekert approached Mr. Aguilar with request for re-examination of the investigation conducted by Pacheco. Uekert's request resulted in EEO conducting a review of Pacheco's investigation. On April 10, 1995, EEO Investigator Shelley Bahr prepared a memorandum to Mr. Aguilar regarding her examination of Pacheco's report on Sergeant Uekert. Miss Bahr indicated Pacheco's investigation was proper and came to proper conclusion.

On April 11, 1995, Mr. Aguilar addressed a memorandum to Eddie Myers, CDC Regional Administrator-North, Institutions Division, addressing Ms. Bahr's findings. Mr. Aguilar's memorandum resulted in Mr. Myers issuing a memorandum on May 23, 1995 to the accused officers. Mr. Myers' indicated, "...Even after an in-depth review of the material you presented and additional information gathered, I find no evidence to sustain your allegations of wrong doing by EEO Investigator and/or the EEO Office...." While the above correspondence was being prepared and disseminated the accused Officers contacted Tuolumne County Sheriff's Detective Barnard Malloy on April 2, 1995.

REPORTING AGENTS INTERVIEWS:

On January 24, 1996 Reporting Agent interviewed Acting Assistant Director Antonio Aguilar, CDC EEO. Mr. Aguilar was advised of his rights per the "Lybarger Warning" and he was represented by Paul Warner, CDC EEO. The tape recorded interview commenced with SSU Special Agent Dan Smith assisting this writer:

Mr. Aguilar stated, even though Pacheco was considered assigned to the EEO Headquarters Office when she performed the investigation of Stockton's complaints, she was not picked by EEO as the investigator. Aguilar contends in 1992 it was not uncommon for a warden needing a sexual harassment complaint investigated at his' or hers' institution to consult with another warden and request an investigator. It is Aguilar's belief, Pacheco was selected between SCC Warden Prunty and the Warden of Mule Creek State Prison. He then claimed Warden Prunty contacted EEO and advised them of the complaint and the agreement Pacheco would be assigned to conduct the investigation.

Note: Aguilar's statement is not consistent with Warden Prunty's October 2, 1992 memorandum requesting EEO assign an investigator and conduct an investigation into Stockton's complaints against Lieutenants Boswell and Clay, Sergeant Uekert and Officers Cooper, Antonini, Duncan and Borroel. On November 10, 1992, Assistant Director Nora Brusuelas sent a memorandum to Pacheco assigning her to the investigation and a memorandum to Warden Prunty advising him. Pacheco was the assigned investigator.

Aguilar stated, he and Brusuelas reviewed Pacheco's reports after she submitted them to the EEO. The two of them approved Pacheco's recommendations on Stockton's complaints. He indicated Pacheco discussed her findings of the investigation with him prior to her preparation of the reports.

Aguilar admitted he began receiving complaints from Lieutenant Boswell about Pacheco's investigation and her style/demeanor shortly after Pacheco submitted the reports. Aguilar contends Boswell made general complaints and never provided specifics. However, Aguilar conducted a review of Pacheco's reports which included a partial review of transcripts. He notified Boswell the reports and Pacheco's style were appropriate. Aguilar also admitted Boswell and Sergeant Uekert continued to complain about Pacheco's reports claiming she was bias during her investigation and presented false statements. He contends neither Uekert or Boswell provided specific

allegations or identified the areas in the reports which contained the false or bias information. He believed they were ambiguous about the specific information because it would have disclosed the information they were planning to utilize for appeal at their pending State Personnel Board Hearings.

Note: Prior to receiving their Adverse Actions, the complaining officers would not have received Pacheco's reports or the transcripts and would not have had access to the information to provide Aguilar specifics he requested.

In 1995 Aguilar assigned EEO Investigator Shelley Bahr to review Pacheco's report on Uekert. Her "mandate" was to determine if the investigation performed by Pacheco was fair, complete and arrived at a proper conclusion. Aguilar stated Bahr was supplied with all five (5) of Pacheco's reports and selected transcripts. Bahr's review concurred with Pacheco's findings and recommendations.

Aguilar could not provided Reporting Agent an explanation why Lieutenant Ivan Clay and Officer Mario Borroel were dropped from Pacheco's investigation. There was no documentation in the EEO file to explain the absence of Clay or Borroel or the outcome of Stockton's complaints against them. Aguilar stated he was unaware Stockton alleged misconduct against Clay and Borroel and Pacheco only discussed the five (5) named officers. He never inquired from Pacheco the disposition of Clay and Borroel.

Note: Aguilar's contention he was unaware of Clay and Borroel is not consistent with with records contained in the EEO file. Mr. Aguilar signed correspondence to Mr. David Rodriguez, Fresno Office of the Equal Employment Opportunity Commission, on April 6, 1993. Mr. Aguilar's correspondence is a letter of confirmation to Mr. Rodriguez' acknowledging the granting of a time extension to the EEO on responding to Stockton's complaint of a "Charge of Discrimination." Within the "Charge," Stockton stated, "...Officers A. Antonini, D. Duncan, Borroel, C. Cooper, K. Uekert have engaged in acts...I complained about this treatment to my supervisor, Lt. Boswell...." Stockton did not include Lieutenant Clay in this complaint, however, Clay and Borroel were both listed as "respondents" (accused officers) in the original documentation provided to EEO by Warden Prunty on October 2, 1992.

Aguilar could not explain what occurred to the missing eleven (11) tape recordings. He recalled receiving a telephone call in 1993, from the SCC ERO requesting the tapes for preparation of the Adverse Actions against the five (5) officers. Aguilar claimed at the time the EEO did not possess a high speed duplicating machine. He sent the SCC ERO the original tapes for duplicating. Aguilar believes he sent the ERO forty-one (41) tapes. He conceded there was no accounting for the number of tapes EEO received from Pacheco or a list made of the tapes sent to the SCC ERO. Shortly after sending the tapes, Aguilar contends the ERO again called and asked for a copy of the Boswell tape. Aguilar stated the ERO claimed they lost the original Boswell tape at SCC. He further claims this is the only time tapes have become "lost" from a case. Sense this case, Aguilar stated he has instituted policies preventing original tapes form leaving the EEO except by subpoena. The EEO now maintains an evidence record of all the tapes received or sent to other locations.

Reporting Agent advised Aguilar of the suspected discrepancies in Pacheco's reports. He was told Pacheco failed to included exculpatory evidence/testimony, manipulated allegations and testimony, failed to address allegations of misconduct against two (2) respondents and provided false and/or misleading statements. Aguilar had no explanation for Pacheco's discrepancies and relied upon her to submit complete and factual reports for review. He stated Pacheco has a solid reputation and her integrity is beyond reproach. His review of Pacheco's reports was

based upon the information she provided. He reviewed segments of some of the transcripts but does not believe he listened to any of the tapes.

Aguilar also confirmed Pacheco should have interviewed Sergeant Debbie Johnson about the allegation Stockton told her of her problems in the R&R Unit. He stated if Stockton told Sergeant Johnson about the alleged harassment, it is incumbent upon all CDC supervisors to take action even if the employee is not in the supervisor's chain of command. If Johnson failed to perform her duties it is a violation of CDC policy and state and federal law. Aguilar indicated this requirement to take action is stressed during supervisors training and EEO investigators training. Aguilar stated Pacheco received EEO training from the State Personnel Board and would have been taught to supply supportive and mitigating testimony to all allegations. The interview was terminated.

On January 23, 1996 Reporting Agent interviewed EEO Investigator Shelley Bahr. The interview was recorded. Bahr stated she reviewed Pacheco's report on Sergeant Uekert at Mr. Aguilar's direction. Bahr indicated Aguilar requested she analyze the report and determine if there was misconduct of the part of Pacheco. Bahr stated she was only provided a copy of the Uekert report, some of the correspondences between the complaining officers and Aguilar and some partial transcripts. Bahr did not receive copies of tapes to compare the transcripts and wrote her analysts based upon the report. Bahr agreed with Pacheco's findings and determined she conducted herself in a professional manner. The interview was completed.

On January 31, 1996, Reporting Agent telephonically interviewed CDC Warden Kingston W. Prunty. Mechanical difficulties prevented the interview from being recorded.

Warden Prunty stated he was the Warden of SCC when Stockton filed her complaint of sexual harassment. Prunty remembered Lieutenant Boswell, Sergeant Uekert, Officer's Antonini, Duncan, Cooper and Borroel were all accused by Stockton. He did not recall Lieutenant Ivan Clay being named by Stockton or sending the EEO a handwritten note (fax) naming him as a seventh respondent. Prunty stated "....I don't send hand written notes....I might have seen the note and initialed it...."

Prunty stated he did not request Pacheco as the investigator and indicated he sent the complaint to Nora Brusuelas, CDC EEO. Prunty claims EEO assigned Pacheco and advised him she would conduct the investigation, stating, "...wardens don't assign EEO investigators, they are sent by EEO...." He then claimed he spoke to Pacheco a few times while she was conducting her investigation and she briefed him about her findings before she wrote her reports. He reviewed the investigations and concurred with her recommendations. He did not recall talking to Pacheco about Borroel and does not know if she completed an investigation on him. He did not review the tapes or transcripts associated with the investigation. Prunty stated he was involved in determining the penalties for the officers involved. The interview was completed.

On February 1, 1996 Reporting Agent conducted a telephonic interview of CDC Labor Relations Specialist Duncan Fallon. Mechanical failure prevented the interview from being recorded.

Fallon stated he was the SCC ERO when Stockton filed her complaints against Lieutenant Boswell, Sergeant Uekert, Officer's Duncan, Cooper and Antonini. He claimed he was unaware Lieutenant Clay and Officer Borroel were also named by Stockton as committing acts of misconduct. Fallon never received any reports or memorandums from Pacheco on Clay or Borroel.

CONTROLLED DOCUMENT
DUPLICATION OR REISSUANCE

CONTROLLED BY LAW

RELEASED TO

BY

DATE

Fallon then stated he received Pacheco's reports and supporting transcripts from SCC Investigations Lieutenant Dirk Covello in a large brown colored file box. He used the reports to complete the Notice of Adverse Action(s) on the five (5) officers. He did not receive any of the interview tape recordings. With the "Notices," Fallon stated he provided each officer a copy of their respective transcript(s) and copies of witness transcripts, "the ones I had," for their particular case. He indicated when this incident occurred, it was routine to either provide a copy of the transcripts or a copy of the tapes to the charged employees but not both transcripts and tapes. Fallon claimed he was unaware several of the transcripts he provided to the "respondent" officers were incomplete.

After the service of the Adverse Actions, Fallon stated he received a request from Lieutenant Boswell's representative for a copy of Boswell's tape to compare with the transcript. Fallon claims he contacted Pacheco and requested the tape. Pacheco advised him she had submitted all of the tapes to Antonio Aguilar. Fallon stated he telephoned Aguilar and requested the tapes and received a large number of tapes in an overnight mail bag from him. He did not record the number of tapes he received or the names of the individuals. Fallon stated he was aware several tapes were missing and specifically Boswell's interview tape. Fallon asserts he re-contacted Aguilar requesting a copy of Boswell's tape and Aguilar told him the tape was sent with the others. Fallon ultimately provided the tapes to the State's attorney for use in the State Personnel Board Hearings.

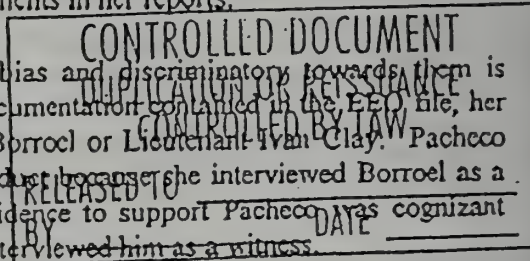
In closing, Fallon stated shortly after the five (5) officers were interviewed by Pacheco, he heard rumors they had complained about her treatment and handling of the investigation. The interview ended.

CONCLUSION:

This investigation substantiated Pacheco failed to include germane and exculpatory testimony provided by the subject and witness officers. She confused the reader by improperly recording witness statements. She also failed to adequately address conflicts in testimony provided by various witnesses or include mitigating testimony which supported the positions of the accused five Officers.

The problems identified in Pacheco's reports are exacerbated with the loss and/or missing eleven (11) interview tape recordings and the missing or incomplete transcripts. The missing tapes prevented Reporting Agent from completing a total comparison of the tapes to the transcripts. This failure inhibited Reporting Agent from totally addressing the allegation Pacheco falsified transcripts and witness statements in her reports.

The five (5) complaining/accused officers' allegation Pacheco was biased and discriminatory towards them is amplified with Pacheco's failure to explain in her reports, or in any documentation contained in the EEO file, her decision not to address Stockton's allegations against Officer Mario Borroel or Lieutenant Ivan Clay. Pacheco understood Stockton alleged Officer Borroel committed acts of misconduct because she interviewed Borroel as a "respondent" (accused officer) and witness. There is insufficient evidence to support Pacheco was cognizant Stockton also alleged misconduct against Lieutenant Clay as she only interviewed him as a witness.



43-001-96

Page 33


STATUS:

At the request of the Tuolumne County District Attorney's Office, Reporting Agent did not interview Lieutenant Toni Pacheco. The District Attorney requested any contact with Pacheco occur after Tuolumne Sheriff's Department had completed their investigation and the District Attorney had assessed the case for possible criminal prosecution.

Special Service Unit interest in this case is now abated until the Tuolumne County District Attorney's Office has completed their investigation and a determination on possible criminal prosecution of Pacheco has been reached.

REVIEWED & APPROVED:


EVERETT W. FISCHER
Special Agent


ALAN ADDISON
Senior Special Agent

cc: Eddie Meyers, Chief Deputy Director, Field Operations
David Tristan, Deputy Director, Institutions
Ivalee Henry, Warden, M.C.S.P.

CONTROLLED DOCUMENT DUPLICATION OR REISSUANCE CONTROLLED BY LAW	
RELEASED TO	_____
BY	_____ DATE _____

PART A - COVER SHEET

PAGE 1 OF 4

CDC 837 - A (11/91)

INCIDENT LOG NUMBER

SCC-COP-99-09-0133

INSTITUTION / FACILITY

INCIDENT SITE / LOCATION

DATE INCIDENT

TIME INCIDENT

S.C.C.

RECEIVING AND RELEASE

09-05-99

0800

SPECIFIC CRIME / INCIDENT

D.A. REFERRAL

SECTION / CODE / RULE NUMBER

ATTEMPT TO COMMIT FELONY FRAUD

X YES ☐ NO

CCR 3006

☐ N SERT ACTIVATED?
(ENTER Y OR N)☐ N NEGOTIATION TEAM ACTIVATED?
(ENTER Y OR N)☐ N MUTUAL AID REQUESTED?
(ENTER Y OR N)☐ N MEDIA NOTIFIED?
(ENTER Y OR N)

RELATED INFORMATION (CHECK ALL THAT APPLY)

DEATHS	CAUSE OF DEATH	ASSAULT / BATTERY	TYPE OF ASSAULT / BATTERY	
<input type="checkbox"/> STAFF	<input type="checkbox"/> HOMICIDE	<input type="checkbox"/> ON STAFF	<input type="checkbox"/> BEATING	<input type="checkbox"/> STRANGLING
<input type="checkbox"/> VISITOR	<input type="checkbox"/> SUICIDE	<input type="checkbox"/> ON VISITOR	<input type="checkbox"/> SHOOTING	<input type="checkbox"/> SLASHING
<input type="checkbox"/> INMATE	<input type="checkbox"/> ACCIDENTAL	<input type="checkbox"/> ON INMATE	<input type="checkbox"/> STABBING	<input type="checkbox"/> SEXUAL
<input type="checkbox"/> N/A	<input type="checkbox"/> NATURAL	<input type="checkbox"/> OTHER: N/A	<input type="checkbox"/> SPEARING	<input type="checkbox"/> OTHER: <u>N/A</u>
	N/A		<input type="checkbox"/> POISONING	

SERIOUS INJURY	INMATE WEAPONS	SHOTS FIRED	TYPE WEAPON (STAFF)
<input type="checkbox"/> STAFF	<input type="checkbox"/> FIREARM	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	<input type="checkbox"/> 38 CAL
<input type="checkbox"/> VISITOR	<input type="checkbox"/> KNIFE	<input type="checkbox"/> NUMBER	<input type="checkbox"/> MINI 14
<input type="checkbox"/> INMATE	<input type="checkbox"/> SPEAR	<input type="checkbox"/> FIRED	<input type="checkbox"/> H & K 94
	<input type="checkbox"/> EXPLOSIVE	<input type="checkbox"/> ESCAPES	<input type="checkbox"/> SHOTGUN
<input type="checkbox"/> ACCIDENTAL	<input type="checkbox"/> PROJECTILE	<input type="checkbox"/> WITH FORCE	<input type="checkbox"/> 37 MM
<input type="checkbox"/> ATTEMPTED	<input type="checkbox"/> SLASHING INSTRUMENT	<input type="checkbox"/> WITHOUT FORCE	<input type="checkbox"/> TASER
<input type="checkbox"/> SUICIDE		<input type="checkbox"/> ATTEMPTED	<input type="checkbox"/> PR 24
<input type="checkbox"/> OTHER <u>N/A</u>	<input type="checkbox"/> COMMERCIAL		<input type="checkbox"/> OTHER: N/A
	<input type="checkbox"/> INMATE MANUFACTURED		

SUSPECTED CONTROLLED SUBSTANCE	LOCKDOWNS	EXCEPTIONAL ACTIVITY
<input type="checkbox"/> HEROIN / OPIATES	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	<input type="checkbox"/> MAJOR DISTURBANCE
<input type="checkbox"/> COCAINE	IF YES, LIST AFFECTED PROGRAMS BELOW;	<input type="checkbox"/> INMATE STRIKE
<input type="checkbox"/> MARIJUANA		<input type="checkbox"/> PUBLIC DEMONSTRATION
<input type="checkbox"/> AMPHETAMINE		<input type="checkbox"/> INMATE DEMONSTRATION
<input type="checkbox"/> BARBITURATE		<input type="checkbox"/> NATURAL DISASTER
<input type="checkbox"/> LSD		<input type="checkbox"/> ENVIRONMENTAL HAZARD
<input type="checkbox"/> PCP		<input type="checkbox"/> SPECIAL INTEREST INMATE
<input type="checkbox"/> METHAMPHETAMINE		<input type="checkbox"/> WEATHER
<input type="checkbox"/> OTHER: N/A		<input type="checkbox"/> OTHER: N/A

DESCRIPTION OF CRIME / INCIDENT: On September 05, 1999 at approximately 0800 hours Correctional officer E. Scott was processing Inmate Guyton's H-84870, property at R&R. Inmate GUYTON was scheduled for parole on this date. While processing the property, GUYTON handed officer Scott one brown paper bag that he was attempting to parole with as personal property. During the search of the contents Scott discovered the following items; one computer, 3/12 " floppy disk hidden in an envelope. Upon review of the disk revealed a CDC 954 form used to order items from outside venders, a letter of interest for employment and numerous styles of resumes, one social security card belonging to GUYTON # 374-82-4144 (Review of the C-file confirmed the card belonged to GUYTON, one out going letter for Inmate Johnson D-83070 addressed to Penthouse Magazine. Also discovered in Guyton's property on "Post It Notes" was the names, some addresses, social security numbers and birth dates of fifteen SCC staff members. Guyton's property was inventoried, placed into a manila envelope and processed as evidence. GUYTON was then escorted to the Investigative Service Unit where he was given his rights pursuant the Miranda Decision.

X CHECK HERE IF DESCRIPTION IS CONTINUED ON PART C

NAME / TITLE / SIGNATURE OF REPORTING STAFF	BADGE / LD.#	SERVICE (INSTITUTION USE)	DATE
J. CODROMAC LIEUTENANT (A)	34892	YEARS 11 MONTHS 6	09/05/99
AUTHORIZED SIGNATURE / TITLE (INSTITUTION USE)		DATE	
W. F. HEISE, Associate Warden, Central Division		09/05/99	
STATE OF CALIFORNIA		DEPARTMENT OF CORRECTIONS	

CRIME / INCIDENT REPORT

PART C - SUPPLEMENT

PAGE 2 OF 4

CDC 837 - C (11/91)

INCIDENT LOG NUMBER

SCC-COP-99-09-0133

INSTITUTION / FACILITY SCC	INCIDENT SITE / LOCATION RECEIVING AND RELEASES	DATE INCIDENT 9/05/99	TIME INCIDENT 0800 HOURS
TYPE OF INFORMATION			
<input checked="" type="checkbox"/> CONTINUING DESCRIPTION OF INCIDENT (PART A)		<input type="checkbox"/> SUPPLEMENTAL INFORMATION	<input type="checkbox"/> CLOSURE REPORT

GUYTON waived his rights and wished to make a statement. GUYTON stated that he was assigned as the In Service Training Clerk since October of 1998. GUYTON said that in the course of his duties he had access to SCC staff's names, social security numbers, addresses and dates of birth. GUYTON stated that he wrote this information on small yellow "stick-um" notes and placed them in his pocket and brought them through the back gate on his way to the yard. GUYTON said that he placed the information in letters in order to escape detection. GUYTON said that his intent at the time that he took this information was to fraudulently fill out credit card applications for personal gain, if he got into financial difficulty on the street following his parole. GUYTON Stated that he never told anyone else that he had this information or did he ever show this information to anyone else. It should be noted that GUYTON volunteered this information without promise of favor or coercion. A search of the property of all inmates assigned to dorm #5, the dorm to which Guyton was assigned, in addition to the property of all inmates assigned to IST and the surrounding work areas were conducted to find any other possible evidence. This ended in negative results. Guyton's work area was secured as a crime scene. GUYTON was given a medical examination and cleared for placement in Administrative Segregation. Guyton will receive a CDC Rule Violation Report Log # 09-99-C-05, CCR 3006, Specific Act: Possession of Unauthorized Material. No other staff or inmate injuries incurred nor any property damaged as a result of this incident. This matter will be referred to the Tuolumne County District Attorney's Office for possible criminal prosecution. A total 3.0 hours of overtime was incurred as a result of this incident.

<i>Lt. J. Cardenas For Lt. Codromac</i>		BADGE / LD.#	SERVICE (INSTITUTION USE)	DATE
NAME / TITLE / SIGNATURE OF REPORTING STAFF		34892	YEARS 11 MONTHS 6	09/05/99
J.CODROMAC LIEUTENANT (A)				
AUTHORIZED SIGNATURE / TITLE (INSTITUTION USE)				DATE
W. F. HEISE, Associate Warden, Central Division <i>[Signature]</i> LT w/c		<i>J.R. AOD</i>		09/05/99

CRIME / INCIDENT REPORT

PART B - INVOLVED PARTIES

INSTITUTION / FACILITY SIERRA CONSERVATION CENTER		DATE INCIDENT SEPT 05, 1999		TIME INCIDENT 0800 HOURS		INCIDENT LOG NUMBER SCC-COP-99-09-0133	
INMATES							
NAME (LAST, FIRST, MI) GUYTON, DOUGLAS ALLEN				SEX M	ETHNICITY BLK	CLASS SCORE O4	
<input type="checkbox"/> VICTIM <input checked="" type="checkbox"/> SUSPECT <input type="checkbox"/> WITNESS	CDC NUMBER H-84870	CII# A08538970 BG	FBI# 394573HA5	SSN# 374-82-4144	PV-RTC? X YES NO		
	DATE REC'D BY CDC 07/31/96	DATE REC'D BY INST. 10/01/96	ANTICIPATED RELEASE DATE 09/05/99	DATE OF BIRTH 06/06/64	HOUSING ASSIGNMENT CA-05-04		
COMMITMENT OFFENSES (OPTIONAL) NA				COUNTY OF COMMITMENT SAN DIEGO			
DESCRIPTION OF INJURIES NA				PRISON GANG / DISRUPTIVE GROUP (VALIDATED) NONE			
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED NA				LOCATION OF HOSPITAL / TREATMENT NA			
NAME (LAST, FIRST, MI)				SEX	ETHNICITY	CLASS SCORE	
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input type="checkbox"/> WITNESS	CDC NUMBER	CII#	FBI#	SSN#	PV-RTC? YES NO		
	DATE REC'D BY CDC	DATE REC'D BY INST.	ANTICIPATED RELEASE DATE	DATE OF BIRTH	HOUSING ASSIGNMENT		
COMMITMENT OFFENSES (OPTIONAL)				COUNTY OF COMMITMENT			
DESCRIPTION OF INJURIES				PRISON GANG / DISRUPTIVE GROUP (VALIDATED)			
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED				LOCATION OF HOSPITAL / TREATMENT			
NAME (LAST, FIRST, MI)				SEX	ETHNICITY	CLASS SCORE	
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input type="checkbox"/> WITNESS	CDC NUMBER	CII#	FBI#	SSN#	PV-RTC? YES NO		
	DATE REC'D BY CDC	DATE REC'D BY INST.	ANTICIPATED RELEASE DATE	DATE OF BIRTH	HOUSING ASSIGNMENT		
COMMITMENT OFFENSES (OPTIONAL)				COUNTY OF COMMITMENT			
DESCRIPTION OF INJURIES				PRISON GANG / DISRUPTIVE GROUP (VALIDATED)			
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED				LOCATION OF HOSPITAL / TREATMENT			
STAFF VISITORS OTHERS							
NAME (LAST, FIRST, MI) SCOTT, E.			TITLE CORR. OFFICER	SEX M	ETHNICITY WHITE	REGULAR DAYS OFF T/W	
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> WITNESS	CHECK ONE <input checked="" type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:	BADGE / ID# 47103	POST ASSIGNMENT R&R 2405	ID NUMBER P-37980	DESCRIPTION OF INJURIES N/A		
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED NA				LOCATION OF HOSPITAL / TREATMENT N/A			
NAME (LAST, FIRST, MI) MANN D. T.			TITLE CORR-OFFICER	SEX M	ETHNICITY BLK	REGULAR DAYS OFF S/M	
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> WITNESS	CHECK ONE <input checked="" type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:	BADGE / ID# 47031	POST ASSIGNMENT 3704 G-DORM	ID NUMBER P-04468	DESCRIPTION OF INJURIES NA		
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED				LOCATION OF HOSPITAL / TREATMENT			
NAME (LAST, FIRST, MI) FROHREICH J.			TITLE CORR-OFFICER	SEX M	ETHNICITY WHT	REGULAR DAYS OFF S/S	
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> WITNESS	CHECK ONE <input checked="" type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:	BADGE / ID# 44462	POST ASSIGNMENT ISU	ID NUMBER P-52919	DESCRIPTION OF INJURIES NA		
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED N/A				LOCATION OF HOSPITAL / TREATMENT N/A			

CRIME / INCIDENT REPORT
PART B - INVOLVED PARTIES

INSTITUTION / FACILITY SIEARRA CONSERVATION CENTER				DATE INCIDENT SEPT. 05, 1999		TIME INCIDENT 0800 HOURS		INCIDENT LOG NUMBER SCC-COPS-99-09-0133				
INMATES												
NAME (LAST, FIRST, MI)						SEX		ETHNICITY		CLASS SCORE		
<input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input type="checkbox"/> WITNESS	CDC NUMBER		CII#		FBI#		SSN#		PV-RTC? YES NO			
	DATE REC'D BY CDC		DATE REC'D BY INST.		ANTICIPATED RELEASE DATE		DATE OF BIRTH		HOUSING ASSIGNMENT			
COMMITMENT OFFENSES (OPTIONAL)							COUNTY OF COMMITMENT					
DESCRIPTION OF INJURIES							PRISON GANG / DISRUPTIVE GROUP (VALIDATED)					
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED N/A							LOCATION OF HOSPITAL / TREATMENT					
NAME (LAST, FIRST, MI)						SEX		ETHNICITY		CLASS SCORE		
<input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input type="checkbox"/> WITNESS	CDC NUMBER		CII#		FBI#		SSN#		PV-RTC? YES NO			
	DATE REC'D BY CDC		DATE REC'D BY INST.		ANTICIPATED RELEASE DATE		DATE OF BIRTH		HOUSING ASSIGNMENT			
COMMITMENT OFFENSES (OPTIONAL)							COUNTY OF COMMITMENT					
DESCRIPTION OF INJURIES							PRISON GANG / DISRUPTIVE GROUP (VALIDATED)					
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED							LOCATION OF HOSPITAL / TREATMENT					
STAFF, VISITORS, OTHERS												
NAME (LAST, FIRST, MI) COVELLO, D. A.					TITLE LT.		SEX M		ETHNICITY WHT		REGULAR DAYS OFF M/T	
<input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> WITNESS	CHECK ONE X STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:		BADGE / ID# 3310		POST ASSIGNMENT CAL REL LT.		ID NUMBER					
							DESCRIPTION OF INJURIES NA					
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED NA							LOCATION OF HOSPITAL / TREATMENT NA					
NAME (LAST, FIRST, MI)					TITLE		SEX		ETHNICITY		REGULAR DAYS OFF	
<input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input type="checkbox"/> WITNESS	CHECK ONE <input type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:		BADGE / ID#		POST ASSIGNMENT		ID NUMBER					
							DESCRIPTION OF INJURIES					
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED							LOCATION OF HOSPITAL / TREATMENT					
NAME (LAST, FIRST, MI)					TITLE		SEX		ETHNICITY		REGULAR DAYS OFF	
<input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input type="checkbox"/> WITNESS	CHECK ONE <input type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:		BADGE / ID#		POST ASSIGNMENT		ID NUMBER					
							DESCRIPTION OF INJURIES					
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED N/A							LOCATION OF HOSPITAL / TREATMENT N/A					

MURRAY RUTH

31243

571542565

FOX MIKE

555 94 8175

8155

PO BOX 633 OAKDALE

STANISLAUS 95361

ROBERT RAMOS

567909745

21550 PHEOATA LAKE RD
PHOENIX

SOMER, 05370

NANCI LUM

562-64-4452

KIM STOCKER

557-84-875

DOHNA 543-60-1708
ROMINE

555-57-6032

MICHAEL A GUAGLIA

550-60-7870

EDWARD H. CULLUM

WALTER JOHN SEMSEN
832-54-8351

9-4-51

DOUGLAS J. COKE
567-02-4792

WILLIAM

DONALD

WATERS

LOYD ALBERT SCHNEIDER

546-50-8073

9-12-38- ~~XXXXXXXXXX~~

54

72-7-98- ~~XXXX~~

DONALD GEORGE CANNANT
114575 BERRYVIEW DR
SCHEN

563-13-9311

9-30-59

DONALD K. BRUENS
1227 ANSLEY LN
MENTONE, 92359
546-11-0993
9-18-60

570983353-470-

7-20-55 J

WIRE
12-21-58

546 40 4794

WALTER COOK

Wesley Island (B.B.)
2417 Ohio
92115
529-1033
297-9538

Carlebad Trust
2576 State St
92008
729-8995

Adelaide Trust & Decorators
776 Island Ave.

Vangie House
Rural Village
Pawnee Omea City
6541

Thomas Nelson
4885 Kinross Pk.
90016
212 296-0330

Trade Mark Imports
13017 S. Spring St.
90061

Dean Montgomery
2554 Camino Arroyo - 4346 Tides #7
92154
575-6615 or 575-3551
543-0860
406-8544

Disco Edit 46170079
9000 Cottonwood
Lanter 92071
A-2

Mike Massey W58468
C-207-030P
P.O. Box 1508
Chico Hills 93610

Nedra Jofferson
217 Parkhurst Ct.
92114
267-6663

Samuel Dale Miller
693 Park Ave. #3
E. 2 Centro
92243

Leo Daniels 40
James Tucker
4941 Malaga Dr.
92057
757-3542

Mike Michael Hillard
4081 Purlington Pl. #4
92122

Rodney Thompson
224 E. 7th St. #302
Little Rock, Arkansas
72202

Anna
700 National City Blvd
91950

DMV
30 N. Flower Ave.
C.V.

Lee Bell
1824 O'side Blvd.

John Huie
7275 Hawthorn Dr.
92114
470-3650

SAIC
0770 W. Shindge Ct.
92121

Thyria
1280 Hacienda - 210
92053
26 631-8482

Same
6640 Jack Blvd.

Horland
6995 Paradise Valley Rd. #125-128
92137

Michael Wayne Albright
543029270 - 9753
436 ACNIAST LA
511-178

William Hunter
552464443
112063

Jamies Taylor (Javier)
2864 35th St. #16
92104

584-0929
Michael Moore
1303 Gutter St
O'side Ca.
467-1889

Carolina, Sheryl Montgomery
7-03-70
554-43-1841
LAL A4739967

~~Julie Johnson~~
6-28-59

576-945796
C0821547
Karen E. Birtcher
10-27-66
549-69-7060
C2902873

Audrey R. Summers
11-23-57
556-17-5851
N 9375351

Andrew Brown Johnson
560-25-9823
2922 Dalton Ave
L.A. CA.
N 5798876 (2000)

DC NUMBER H-84870	INMATE'S NAME GUYTON	RELEASE/BOARD DATE	INST. S.C.C.	HOUSING NO. 05-04L	LOG NO. 09-99-C
VIOLATED RULE NO(S) CCR-S-3006	SPECIFIC ACTS POSSESSION OF UNAUTHORIZED MATERIAL	LOCATION CAL UNIT	DATE 09-05-99	TIME 0800	

CIRCUMSTANCES
On Sunday, September 5, 1999, at approximately 0800 hours, while processing inmate GUYTON, H-84870, Dorm/Bed #05-04L (scheduled to parole), he handed me one (1) brown paper bag which he was attempting to parole with as personal property. During a search of the contents of the paper bag, I discovered the following: one (1) computer disk hidden in a five (5) by eleven (11) inch envelope, one (1) social security card assigned to Douglas Allen Guyton, #374-82-4144, and one (1) piece of outgoing mail for another inmate (addressed to Penthouse from Inmate JOHNSON, D-83070. Upon review of the computer disk, I discovered files of a CDC-954 form (for ordering items from vendors) with Chief Deputy Warden K. Prosper and Lieutenant I. Torres typed at the bottom of the order form. In addition to the above, I discovered fifteen (15) S.C.C. staff members names, some of which revealed social security

(CONTINUED ON CDC-115C)

REPORTING EMPLOYEE (Typed Name and Signature) SCOTT CORRECTIONAL OFFICER	DATE 9-5-99	ASSIGNMENT CAMERA/PROPERTY 2905 2405, R&R	RDO'S T. HATLER
VIEWING SUPERVISOR'S SIGNATURE T. HATLER, SERGEANT	DATE 9/5/99	INMATE SEGREGATED PENDING HEARING DATE 9-5-99 LOC. 2T	
CLASSIFIED BY (Typed Name and Signature) J. CARDENAS, LIEUTENANT	DATE 9-5-99	HEARING REFERRED TO <input type="checkbox"/> HO <input checked="" type="checkbox"/> SHO <input type="checkbox"/> SC <input type="checkbox"/> FC	

COPIES GIVEN INMATE BEFORE HEARING					
CDC 115	BY: (STAFF'S SIGNATURE)	DATE	TIME	TITLE OF SUPPLEMENT	
INCIDENT REPORT LOG NUMBER	BY: (STAFF'S SIGNATURE)	DATE	TIME	BY: (STAFF'S SIGNATURE)	DATE

HEARING					
REFERRED TO <input type="checkbox"/> CLASSIFICATION <input checked="" type="checkbox"/> SPT/NAEA					
ACTION BY: (TYPED NAME)		SIGNATURE		DATE	TIME
VIEWED BY: (SIGNATURE)		DATE	CHIEF DISCIPLINARY OFFICER'S SIGNATURE		DATE
BY: (STAFF'S SIGNATURE)		DATE			TIME
COPY OF CDC 115 GIVEN INMATE AFTER HEARING					

RULES VIOLATION REPORT - PART C

PAGE 1 OF 1

CDC NUMBER H-84870	INMATE'S NAME GUYTON	LOG NUMBER 09-99-C-05	INSTITUTION S.C.C.	TODAY'S DATE 09-05-99
<input type="checkbox"/> SUPPLEMENTAL	<input checked="" type="checkbox"/> CONTINUATION OF: <input checked="" type="checkbox"/> 115 CIRCUMSTANCES <input type="checkbox"/> HEARING <input type="checkbox"/> IE REPORT <input type="checkbox"/> OTHER			

numbers, dates of birth and addresses (see original evidence contained on post-it notes placed in evidence). The following are the names I discovered in GUYTON's possession, Sergeant Quaglia, Lieutenant E. Cullum, Sergeant D. Connant, Sergeant D. Wedel, Sergeant R. Ramo, Lieutenant M. Fox, Officer D. Coke, W. Cook, K. Stocker, N. Luna, D. Romaine, L. Schnedeker and W. Waters.

I contacted Lieutenant Codromac (A), Second Watch Commander who instructed me to search of GUYTON's property, confiscate all contraband and author a report. Upon completion of instructions, I proceeded to the investigative service unit where I processed the contraband into evidence. I placed the computer disk, hard copy of the contents of the disk, social security card, outgoing mail and Officer's personal information in a large manila envelope with a completed evidence card attached and surrendered the evidence to the S.C.C. evidence Officer. Subsequently, GUYTON was denied parole, and rehoused in Administrative Segregation. Twenty-seven (27) typed pages (the hard copy of the contents of the disk) are attached to this CDC-115.

INMATE GUYTON IS NOT A PARTICIPANT IN THE MENTAL HEALTH DELIVERY PROGRAM AT THE CCCMS LEVEL OF TREATMENT.

INMATE GUYTON IS AWARE OF THIS REPORT.

<input type="checkbox"/> COPY OF CDC 115-C GIVEN TO INMATE	SIGNATURE OF WRITER <i>E. Scott</i> E. SCOTT, CORRECTIONAL OFFICER	DATE SIGNED 9-5-99	
	GIVEN BY: (Staff's Signature)	DATE SIGNED	TIME SIGNED

DISPOSITION OF ARREST AND COURT ACTION

RECORD TYPE

☐ CORRECTION ☐ COURT INITIATED

☐ FINGERPRINTED FOR DOJ

TYPE OF EVENT

☐ ARREST

☐ CITATION

☐ LETTER/NOTICE TO APPEAR

☐ COURT ORDERED BOOKING

A. LAW ENFORCEMENT INFORMATION

NAME (LAST, FIRST, MIDDLE)

GUYTON DOUGLAS ALLEN

FP CARD/OCA NO.

CII NO.

A08538970 88

SEX RACE HGT DOB AGE

ARRESTING AGENCY

BOOKING/CITE NO.

FBI NO.

1484870

3945734A5

ARREST DATE

BOOKING AGENCY

CRIME REPORT NO.

S.S. NO.

SCC-COPS-99-09-0133

374824144

CHARGE 1 (SECTION, CODE)

CHARGE 2 (SECTION, CODE)

IN-COUNTY WARR. NO.

D.L. NO.

CHARGE 3 (SECTION, CODE)

CHARGE 4 (SECTION, CODE)

REMARKS

A1135788

REASON FOR RELEASE

RELEASED DATE

OUT-OF-COUNTY WARRANT INFORMATION

849(b)(1) PC

WARRANT NO.

ISSUING AGENCY

☐ COMPL. REFUSES TO PROS.

☐ 849(b)(2) PC

☐ ARRESTEE EXONERATED

☐ 849(b)(3) PC

☐ FURTHER INVEST.

☐ OTHER LAW ENFORCEMENT DISPOSITION

☐ ADMISS. EVID. INSUFF.

(SPECIFY)

☐ ASCERT. EVID. INSUFF.

☐ JUVENILE DISPOSITION

(SPECIFY)

MAJOR OFFENSE

RELEASE DATE

☐ RELEASED ON BAIL ☐ EXTRADITION PROCEEDINGS

☐ RELEASED/ENROUTE TO OTHER AGENCY/JURISDICTION

(SPECIFY)

B. PROSECUTION INFORMATION

DATE

REASON FOR REJECTION

CHRG 1 CHRG 2 CHRG 3 CHRG 4

☐ 1203.2 PC - IN LIEU OF FILING

ORIG. COURT JUD. DIST. NUMBER

☐ REFILED - ORIGINAL CASE DISMISSED

ORIG. COURT CASE NUMBER

C. COURT LOWER COURT

DATE FILED

L.C. JUD. DIST. NO.

FILE NO.

CONSOLIDATED FILE NO.

TYPE OF TRIAL

☐ COURT ☐ JURY

CHRG	FILE LEVEL			FIRST PLEA		FINAL PLEA		DISPOSITION				DISPO DATE	CHARGES AND ENHANCEMENTS AT DISPOSITION				DISPO LEVEL			HTA/CERT
	I	M	F	NG	NG-I	G	NOLO	CONV	DISM	CERT JUV	ACC		SECTION/CODE/LITERAL				I	M	F	
1																				
2																				
3																				
4																				

SUPERIOR COURT

TYPE OF FILING

☐ INFORMATION ☐ CERTIFICATION ☐ INDICTMENT

TYPE OF TRIAL

☐ JURY ☐ COURT ☐ TRANSCRIPT

DATE FILED

S.C. JUD. DIST. NO.

FILE NO.

CONSOLIDATED FILE NO.

CHRG	FILE LEVEL			FIRST PLEA		FINAL PLEA		DISPOSITION				DISPO DATE	CHARGES AND ENHANCEMENTS AT DISPOSITION				DISPO LEVEL			17 PC
	M	F		NG	NG-I	G	NOLO	CONV	DISM	CERT JUV	ACC		SECTION/CODE/LITERAL				I	M	F	
1																				
2																				
3																				
4																				

D. SENTENCE INFORMATION

DATE OF SENTENCE

TRUE NAME

CHRG	17 PC	ISS	PROB	JAIL		FINE		RSTN	JAIL OR FINE				CONC	CONS	VOL WRK	COSTS	CYA	PRISON SENTENCE INFORMATION			
	X	X	MOS.	DAYS	DAYS SUS	X	SUS	X	DAYS	PAID	COMM	SUS	X	X	X	X	X	TOTAL FIXED TERM (ALL COUNTS)		STAYED INFORMATION (SPECIFY COUNTS)	
1																		YEARS	MONTHS		
2																					
3																					
4																					

REMARKS

E. PROCEEDINGS SUSPENDED

☐ LC/SC BENCH WARRANT ISSUED

☐ LC/SC 3050 WI - NARC. COMM.

☐ SC 3051 WI - NARC. COMM.

☐ LC/SC DIVERSION

☐ LC/SC 1368/1370 PC - FOUND MENTALLY INCOMPETENT-COMMITTED

☐ SC 1203.03 PC - 90 DAY OB.

☐ LC/SC 1026 PC - NOT GLTY. INSANE

☐ SC 707.2 WI - 90 DAY OB.

SIERRA CONSERVATION CENTER

TUOLUMNE COUNTY
JAMESTOWN, CALIFORNIA

NOTICE OF MIRANDA RIGHTS

Inmate GUYTON, Number 484870, I wish to ask you some questions because you are suspected of a criminal matter involving: FRUAD

and it is my duty to inform you that:

1. You have the right to remain silent.
2. Anything you say can and will be used against you in a court of law.
3. You have the right to consult an attorney, and to have an attorney present with you during questioning now or in the future.
4. If you cannot afford to hire an attorney, one will be appointed for you at no charge.
5. Do you understand each of these rights as I have explained them to you? yes
(response)
6. Now that I have explained your rights, are you willing to make statement without an attorney present? yes
(response)

[Signature]
(SIGNATURE OF INTERVIEWER)

1040
(TIME)

9-5-99
(DATE)

1. I understand that I have each of these rights as explained above. Suspect's initials DAG.
2. Having these rights in mind, I wish to waive them and I will answer questions and/or make a statement. Suspect's Initials DAG.

Douglas Day
(SIGNATURE OF INMATE)

484870
(CDC NUMBER)

9-5-99
(DATE)

Refer to Supplemental Report authored by _____ dated _____

1. I understand my rights as explained above, and choose to remain silent.

(SIGNATURE OF INMATE)

(CDC NUMBER)

(DATE)

WITNESSED BY:

[Signature]
(SIGNATURE)

DACORVELLO
NAME (PRINT)

9-5-99
(DATE)

1040
(TIME)



Subject refused to sign.

(STAFF SIGNATURE)

cc: Original Incident Package
Inmate Copy

COPIED AT STATE EXPENSE

MEDICAL REPORT OF INJURY OR UNUSUAL OCCURRENCE

NAME OF HOSPITAL						DATE	
SCC						9-5-99	
THIS SECTION FOR INMATE ONLY	NUMBER	NAME (LAST FIRST MIDDLE)		OLD HOUSING LOCATION		NEW HOUSING LOCATION	
	H84870	GuyTON D		0504			
THIS SECTION FOR STAFF/ VISITOR ONLY	NAME (LAST FIRST MIDDLE)		SEX	AGE	DOB (MO., DA., YR.)		OCCUPATION
HOME ADDRESS		CITY		STATE		ZIP	HOME PHONE
TIME OF OCCURRENCE		PLACE OF OCCURRENCE		TIME SEEN		MODE OF ARRIVAL	
0815		RTE		1120			

BRIEF RESUME IN PATIENT'S WORDS OF THE CIRCUMSTANCES OF THE INJURY OR UNUSUAL OCCURRENCE

See sig

NAME OF WITNESSES, SUMMARIES OF THEIR STORIES, INsofar AS AVAILABLE

NURSE/MTA'S HISTORY OF INJURY/OCCURRENCE *0 Meds - Chronic medical problems - No cuts, lacerations or abrasions*

KNOWN ALLERGIES				DATE OF LAST TETANUS	
NKA					
VITAL SIGNS	BP:	P:	R:	TIME MEDICAL OFFICER NOTIFIED	TIME MEDICAL OFFICER ARRIVED
T:					

COMMENTS OF MEDICAL OFFICER

DIAGNOSTIC IMPRESSION

TREATMENT

None

DESCRIPTION OF SIGNIFICANT CLINICAL LABORATORY AND/OR ROENTGENOLOGIC FINDINGS

DISPOSITION

Released to custody

ESTIMATED OR RECOMMENDED NUMBER OF DAYS IN "DISPOSITION" STATUS

PROGNOSIS

SIGNATURE OF R.N./M.T.A.	SIGNATURE OF MEDICAL OFFICER
<i>T. Cooper MTA</i>	

RDO - RR
T/W

SAMPLE

SIERRA CONSERVATION CENTER
Jamestown, California

SUPERVISOR'S REQUEST FOR CLARIFICATION FORM

TO: E SCOTT

(Reporting Employee)

RE: 837-C Report dated 9-5-99, in reference to Incident Log # 0133
(Date of 837-C)

Dated 9-5-99
(Date of Incident)

Your 837-C report has been reviewed by this writer and needs to be clarified in the following area(s) and/or for the following reasons:

I. Reason:

ILLEGIBLE / INCOMPLETE / LACKS SUFFICIENT DETAIL /
AND/OR IS IN SIGNIFICANT CONFLICT WITH ANOTHER REPORT(S) / OTHER

(Supervisor to use one or more of the above as the reason)

II. Detail:

1) NAME MISSING FROM LIST OF STAFF (WISEMSEN) 2) Pg 2 LT CODROMAC SPELLED WR
3) SENTENCE UNCLEAR (I PLACED THE DISK HARD COPY DISK, SIERRA SECURITY CARD ETC
SHOULD READ: I PLACED THE DISK AND A COPY OF THE CONTENT FOUND ON THE DISK —

(Supervisor to explain in brief but sufficient detail what clarification/information is needed from the reporting employee. This must clearly reference one or more of the items listed in #1)

III.

The information requested must be provided on a supplemental 837-C form (attached) in a hand printed format. It is due back to

Sgt CODROMAC - Watch Office by close of business 9-9-99
(Name/Rank/Work Location of Supervisors) (DATE: Must be within 48 hours of the request)

Signature of Supervisor

cc: M. Shipper
Unit Operations

Last Name, First Name Initial SCOTT, E		Badge # 47103	Incident Log # SCC-COP-99-09-0133
Length of Service 6 YEARS	Post Description R & R	Incident Time 0800 hours	Report Date 09-05-99
RDO's T/W	Duty Hours 0730-1600	Incident Location Receiving and Release	

Description of Incident/Crime Attempt to commit felony fraud			CCR Section/Rule	
Your Role	Witnesses (preface S-Staff, V-Visitor, O-Other)		Inmates Involved (preface S-Suspect, V-Victim, W-Witness)	
<input checked="" type="checkbox"/> Primary <input type="checkbox"/> Responder <input type="checkbox"/> Witness <input type="checkbox"/> Victim <input type="checkbox"/> Camera	S LT. CODROMAC		(s) GUYTON H84870	
Force Used by You	Less Lethal	Lethal Weapons	Number of Rounds Fired	Force Observed by You
<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input checked="" type="checkbox"/> None	<input type="checkbox"/> 37mm <input type="checkbox"/> Baton <input type="checkbox"/> OC <input type="checkbox"/> Other:	<input type="checkbox"/> Mini-14 <input type="checkbox"/> Shotgun <input type="checkbox"/> Handgun <input type="checkbox"/> Other	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/> N/A	<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input checked="" type="checkbox"/> None

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	NUMEROUS PAPERS WITH CONFIDENTIAL INFORMATION	S.C.C EVIDENCE CHUTE	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	SCIF 3301/3067 Completed
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	N/A	N/A	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Narrative:

On Sunday September 5, 1999, at approximately 0800 hours while processing Inmate Guyton H84870 (scheduled to parole) handed to me one (1) brown paper bag which he was attempting to parole with as personal property. During a search of the contents I discovered the following: one (1) computer disk hidden in an envelope. Upon review of the disk it contained files of a CDC 954 form (for ordering items from vendors), a letter of interest for employment and numerous styles of resumes. (see hard copy and disk placed in evidence).

One social security card assigned to Douglas allen Guyton #374-82-4144

One (1) outgoing mail for another inmate (addressed to penthouse for an inmate JOHNSON D83070)

In addition to the above I discovered fifteen staff members names , some of which revealed social security numbers, dates of birth and addresses (see original evidence contained on post it notes placed into evidence).
 SGT. M QUAGLIA, LT.E. CULLUM, SGT. D. CONNANT, SGT. D. WEDEL, SGT. R. RAMOS, LT. M. FOX, C/O D. COKE, W. COOK, K. STOCKER, N. LUNA, D. ROMAINE, L. SCHNEDBER, W. WATERS.

Reporting Staff's Signature <i>SCOTT</i>	Date 9-5-99
Reviewer's Signature <i>M. D. Hester</i>	Approved <input checked="" type="checkbox"/> Clarification Needed <input type="checkbox"/>

(Print in ink or employees can personally type or complete this form on a computer)
 (At no time will this form be completed by anyone other than the reporting employee)

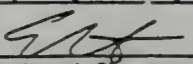
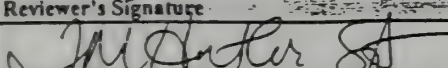
Last Name First Name Initial	Badge #	Incident Log
SCOTT, E	47103/P37980	SCC-COP-99-09-0133

☒ Continuation of Report ☐ Additional Information ☐ Clarification Request

Narrative:

I contacted Lt. Cordromac (A) 2nd Watch Commander who instructed me to search all of Guyton's property and confiscate all contraband, and authored a report.

Upon completion of my instructions I proceeded to the investigation service unit where I processed the contraband into evidence. I placed the disk hard copy of disk, social security card, out going mail and officers personal information in a large manila envelope with a completed evidence card attached and surrendered the evidence to the S.C.C. evidence officer.

Reporting Staff's Signature	Date	
	9-5-99	
Reviewer's Signature	Approved	Clarification Needed
	<input checked="" type="checkbox"/>	<input type="checkbox"/>

(Print in ink or employees can personally type or complete this form on a computer)
(At no time will this form be completed by anyone other than the reporting employee)

Last Name, First Name Initial PROHREICH, JEFFERY S		Badge # 44462/P52919	Incident Log # SCC-COP-99-09-0133
Length of Service YEARS	Post Description SECURITY SQUAD	Incident Time 0800 hours	Report Date 09-05-99
DO's /S/H	Duty Hours 0730-1600	Incident Location Receiving and Release	

Description of Incident/Crime Attempt to commit felony fraud	CCR Section/Rule
--	------------------

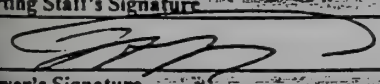
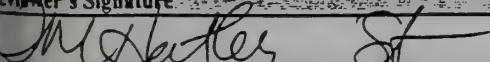
Our Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)
<input type="checkbox"/> Primary <input checked="" type="checkbox"/> Responder <input type="checkbox"/> Witness <input type="checkbox"/> Victim <input type="checkbox"/> Camera	(s) LT D. Covello	(s) GUYTON H84870

Force Used by You	Less Lethal	Lethal Weapons	Number of Rounds Fired	Force Observed by You
<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input checked="" type="checkbox"/> None	<input type="checkbox"/> 37mm <input type="checkbox"/> Baton <input type="checkbox"/> OC <input type="checkbox"/> Other:	<input type="checkbox"/> Mini-14 <input type="checkbox"/> Shotgun <input type="checkbox"/> Handgun <input type="checkbox"/> Other	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/> N/A	<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input checked="" type="checkbox"/> None

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	(1) audio tape of interview of Inmate GUYTON H84870	SCC Evidence chute	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	SCIF 3301/3067 Completed
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	N/A	N/A	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Narrative:
 On Sunday September 5, 1999, at approximately 1040 hours, I J.S. Frohreich, Security Squad Officer, assisted by Lieutenant D. A. Covello, conducted an interview with Inmate GUYTON, H84870, regarding the names, social security numbers, date of birth, and addresses of Sierra Conservation Center, (SCC), staff, that were discovered in his property. GUYTON was read his rights pursuant to Miranda. GUYTON acknowledged understanding his rights and chose to waive his rights and made the following statements; GUYTON Stated that he was assigned as an In Service Training Clerk since October of 1998. GUYTON said that during the course of his duties he had access to SCC staff's names, social security numbers, addresses and dates of birth. GUYTON stated that he wrote this information on small yellow "Stick-um" notes and placed them in his pocket and brought them through the back gate on his way back to the yard. GUYTON stated that he placed the information in letters in his locker in order to escape detection. GUYTON said that his intent at the time that he took this information was to fraudulently fill out credit card applications, for personal gain, if he got into financial difficulty on the street following his parole. GUYTON stated that he never told anyone else that he had this information or did he ever show this information to anyone else. It should be noted that GUYTON volunteered this information under Miranda without promise of favor or coercion.

Reporting Staff's Signature 	Date 9-5-99
Reviewer's Signature 	Approved <input checked="" type="checkbox"/> Clarification Needed <input type="checkbox"/> Date 9-5-99

Last Name, First Name Initial COVELLO, D. A.		Badge # 3310	Incident Log # SCC-COP-99-09-0133
Length of Service 21 YEARS	Post Description CALAVERAS LT.	Incident Time 0800 hours	Report Date 09-05-99
RDO's S/S/H	Duty Hours 0730-1600	Incident Location Receiving and Release	

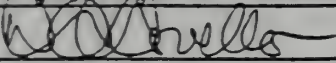
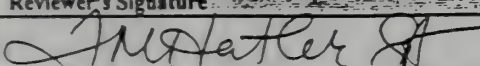
Description of Incident/Crime Attempt to commit felony fraud			CCR Section/Rule	
Your Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)		
<input type="checkbox"/> Primary <input checked="" type="checkbox"/> Responder <input type="checkbox"/> Witness <input type="checkbox"/> Victim <input type="checkbox"/> Camera	(s) C/O FROHREICH	(s) GUYTON	H84870	
Force Used by You	Less Lethal	Lethal Weapons	Number of Rounds Fired	Force Observed by You
<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input checked="" type="checkbox"/> None	<input type="checkbox"/> 37mm <input type="checkbox"/> Baton <input type="checkbox"/> OC <input type="checkbox"/> Other:	<input type="checkbox"/> Mini-14 <input type="checkbox"/> Shotgun <input type="checkbox"/> Handgun <input type="checkbox"/> Other	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/> N/A	<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input checked="" type="checkbox"/> None

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input checked="" type="checkbox"/> Yes <input checked="" type="checkbox"/> No	N/A	N/A	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	SCIF 3301/3067 Completed
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	N/A	N/A	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Narrative:

On Sunday September 5, 1999, at approximately 1040 hours, I, Lieutenant D. A. Covello, assisted J.S. Frohreich Security Squad Officer in conducting an interview with Inmate GUYTON, H84870, regarding the names, social security numbers, date of birth, and addresses of Sierra Conservation Center, (SCC), staff, that were discovered in his property. GUYTON was read his rights pursuant to Miranda. GUYTON acknowledged understanding his rights and chose to waive his rights. SEE TRANSCRIPTS OF TAPE RECORDED CONFESSION OF INMATE GUYTON H84870 AS AN ATTACHMENT TO INCIDENT PACKAGE SCC-COP-99-09-0133.

Reporting Staff's Signature 	Date 9-5-99
Reviewer's Signature 	Approved <input checked="" type="checkbox"/> Clarification Needed <input type="checkbox"/> Date 9-5-99

(Print in ink or employees can personally type or complete this form on a computer)
 (At no time will this form be completed by anyone other than the reporting employee)

Officer Name: First Name Initial	Badge #	Incident Date	Incident Log #
Mann Damon T.	47031	9/5/99	SCL-cops-99-09-0133
Length of Service	Post Description	Incident Time	Report Date
6 years 3 months	G-Dorm Officer	6800	9/5/99
DOB	Duty Hours	Incident Location	
S/m	1430-2230	RER	

Description of Incident/Crime		CCR Section/Rule	
ATTEMPT TO COMMIT FELONY FRAUD			
Officer Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)	
Primary		GUYTON H84870(S)	
Responder			
Witness			
Victim			
Camera			
Force Used by You	Less Lethal Weapons	Lethal Weapons	Number of Rounds Fired
Lethal	<input type="checkbox"/> 37mm	<input type="checkbox"/> Mini-14	<input type="checkbox"/>
Less Lethal	<input type="checkbox"/> Baton	<input type="checkbox"/> Shotgun	<input type="checkbox"/>
Physical NA	<input type="checkbox"/> OC NA	<input type="checkbox"/> Handgun NA	<input type="checkbox"/> NA
None	<input type="checkbox"/> Other	<input type="checkbox"/> Other	<input type="checkbox"/>
		Force Observed by You	
		<input type="checkbox"/> Lethal	
		<input type="checkbox"/> Less Lethal	
		<input type="checkbox"/> Physical	
		<input checked="" type="checkbox"/> None	

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
No	NA	NA	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	Bodily Fluid Exposure	SCIR 3301/3067 Completed
Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
No	NA	NA	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

On Saturday, September 5, 1999, at approximately 10:20
 hours, I escorted F/m Guyton (H84870) from R+R to Investigations Service Unit
 for an interview.

Reporting Staff's Signature	Date
D. Mann	9/5/99
Reviewer's Signature	Approved
M. Hatter SA	<input checked="" type="checkbox"/>
	Clarification Needed
	<input type="checkbox"/>

COC #	Name	Job	Bed
P25497	Charguataf	Barber	0112
P10997	Hernandez	1ST Porter	0518
P23917	Hill	Admin Ptr	7204
P09141	Houston	Procurement	0801
P22125	Leyba	Admin Ptr.	4516 ^u
J88873	Pratt	Procurement	2514 ^u
P29352	Pride	Admin Ptr	5807 ^u
P-25349	Ramirez	Shoeshine	0804 ^u
K19587	Rothenburger	Admin Ptr	3813 ^u
P03525	Rumble	" "	6613 ^u
P29495	Smith	Procurement	1009
J78638	Yowell	BOQ Ptr.	4108 ^u
J58637	Jones	3/w Snack Bar	2102
J89740	Climer	"	7403
J15799	Curry	"	1107 ^u
K89824	Filmer	2/w "	2707
K87680	Hicks	" "	4215 ^u
K45111	Hill	" "	1504
D91319	Johnson	" "	1701
C21251	King	" "	3908
J17849	Mondragon	" "	6801
P14501	Rufo	" "	6702
H37971	Villascas	" "	0417 ^u
K06505	Ochoa	" "	5012 ^u
P31918	McIntyre	" "	1212 ^u

Douglas Guyton
1437 Northwood Dr.
Inkster, Mi. 48141
(313).563-0019 (H)

Objective: Accounting Representative

Professional Experience

State of California
Department of Corrections

2, 1996 to Present

Position : Accounting Clerk

Duties: To order monthly and weekly supplies for a 100 person facility and conduct monthly inventory of existing supplies in order to have an accurate accounting of supplies used. Use of a computer to accurately fill out spreadsheets and to post a balance or loss reading to the monthly ledgers. Responsibilities also included accounts receivable and accounts payable also including reimbursement of employees for travel and timekeeping for payroll and overtime purposes. Salary: per diem

PetCo.

4, 1994 to 9, 1994

Warehouse

Duties: To pull and pick and pack orders. To operate a computer terminal in order to accurately place store orders in correct location. Responsibilities also included operation of a forklift and pallet jack to load trailers on the warehouse dock and some shipping and receiving. Salary: 1,632 mo.

Education:

Palomar College
Bldg 1503 Camp Pendleton
Oceanside, Ca.

1985 to 1986

Degree/Achievement:

Certificate of Completion

Douglas Guyton
1437 Northwood Dr.
Inkster, Mi. 48141
(313) 563-0019 (H)

Objective: Shipping Clerk

Professional Experience

State of California
Department of Corrections

2, 1996 to Present

Position : Accounting Clerk

Duties: To order monthly and weekly supplies for a 100 person facility and conduct monthly inventory of existing supplies in order to have an accurate accounting of supplies used. Use of a computer to accurately fill out spreadsheets and to post a balance or loss reading to the monthly ledgers. Responsibilities also included accounts receivable and accounts payable also including reimbursement of employees for travel and timekeeping for payroll and overtime purposes. Salary: per diem

PetCo.

4, 1994 to 9, 1994

Position: Warehouse

Duties: To pull and pick and pack orders. To operate a computer terminal in order to accurately place store orders in correct location. Responsibilities also included operation of a forklift and pallet jack to load trailers on the warehouse dock and some shipping and receiving. Salary: 1,632 mo.

Education:

Palomar College
Bldg 1503 Camp Pendleton
Oceanside, Ca.

1985 to 1986

Degree/Achievement:

Certificate of Completion

Douglas Guyton
1437 Northwood Dr.
Inkster, Mi. 48141
(313) 563-0019 (H)

Objective: Customer Service Representative

Professional Experience

State of California
Department of Corrections

2, 1996 to Present

Position : Accounting Clerk

Duties: To order monthly and weekly supplies for a 100 person facility and conduct monthly inventory of existing supplies in order to have an accurate accounting of supplies used. Use of a computer to accurately fill out spreadsheets and to post a balance or loss reading to the monthly ledgers. Responsibilities also included accounts receivable and accounts payable also including reimbursement of employees for travel and timekeeping for payroll and overtime purposes. Salary: *per diem*

PetCo.

4, 1994 to 9, 1994

Position: Warehouse

Duties: To pull and pick and pack orders. To operate a computer terminal in order to accurately place store orders in correct location. Responsibilities also included operation of a forklift and pallet jack to load trailers on the warehouse dock and some shipping and receiving. Salary: 1,632 mo.

Education:

Palomar College
Bldg 1503 Camp Pendleton
Oceanside, Ca.

1985 to 1986

Degree/Achievement:

Certificate of Completion



Douglas Guyton
1437 Northwood Dr.
Inkster, Mi. 48141
1-313-563-0019

September 5, 1999 ~~August 17, 1999~~

Dear Sir or Madam,

I am interested in working as a Account Representative for your organization. I am a Accounting Clerk with over 2 years of experience to offer you. I enclose my resume as a first step in exploring the possibilities of employment with Science Applications International Corporation.

My most recent experience was ordering and inventory control for a state agency. I was responsible for the filing of records and the overall ordering and accounting of the facility, including payroll. In addition, I was responsible for data entry, spreadsheets and for incorporating an improved system for payroll accountability and general clerical duties.

As an Account Representative with your organization, I would bring a focus on quality and attention to detail to your accounting department. Furthermore, I work well with others. And I am experienced in Windows and MS Office applications.

I will be available for employment after September 15, 1999.

My salary requirements are negotiable. I would appreciate your keeping this inquiry confidential. I will contact you after September 10, 1999 to arrange an interview at a time convenient for you. Thank you for your consideration.

Sincerely,

Douglas Guyton

MURRY

x FOX

x RAMOS

x COMNAUT

x WOEDL

x SCHNEIDER

x COOK

SEMSEN

x COKE

x LUNA

x STOCKER

x ROMINE

~~MURRAY~~

~~MURRAY~~

x QUAGLIA

x CULLUM

x WATERS

Douglas Guyton

Objective:

Professional Experience

State of California
Department of Corrections

2, 1996 to Present

Position : Accounting Clerk

Duties: To order monthly and weekly supplies for a 100 person facility and conduct monthly inventory of existing supplies in order to have an accurate accounting of supplies used. Use of a computer to accurately fill out spreadsheets and to post a balance or loss reading to the monthly ledgers. Responsibilities also included accounts receivable and accounts payroll and payroll accountability for overtime purposes.

Salary: per diem

PetCo.

4, 1994 to 9, 1994

Position: Warehouse

Duties: To pull and pick and pack orders. To operate a computer terminal in order to accurately place store orders in correct location. Responsibilities also included operation of a forklift and pallet jack to load trailers on the warehouse dock and some shipping and receiving. Salary: 1,632 mo.

Education:

Palomar College
Bldg 1503 Camp Pendleton
Oceanside, Ca.

1985 to 1986

Degree/Achievement:

Certificate of Completion

Douglas Guyton
1437 Northwood Dr.
Inkster, Mi. 48141
(313) 563-0019

Objective: Computer Help Desk Support

Professional Experience

State of California
Department of Corrections

2, 1996 to Present

Position : Accounting Clerk

Duties: To order monthly and weekly supplies for a 100 person facility and conduct monthly inventory of existing supplies in order to have an accurate accounting of supplies used. Use of a computer to accurately fill out spreadsheets and to post a balance or loss reading to the monthly ledgers. Responsibilities also included accounts receivable and accounts payable also including reimbursement of employees for travel and timekeeping for payroll and overtime purposes.

Salary: per diem

PetCo.

4, 1994 to 9, 1994

Position: Warehouse

Duties: To pull and pick and pack orders. To operate a computer terminal in order to accurately place store orders in correct location. Responsibilities also included operation of a forklift and pallet jack to load trailers on the warehouse dock and some shipping and receiving. Salary: 1,632 mo.

Education:

Palomar College
Bldg 1503 Camp Pendleton
Oceanside, Ca.

1985 to 1986

Degree/Achievement:

Certificate of Completion

Douglas Guyton H-84870
P.O. Box 617
Jamestown, Ca. 95327
05-04L

August 12, 1999

Department of Corrections
Chula Vista Parole Unit #1
Chula Vista, Ca. 91910
Attn: Unit Supervisor

Dear Sir or Madam,

Currently I am incarcerated at Sierra Conservation Center, Jamestown. I am corresponding with you today in the hopes that you may be able to answer to some questions that I have about obtaining a bank draft from P&CSD. On or about July 12, 1999, I forwarded a letter to the Regional Parole Office in Diamond Bar to the Regional Administrator requesting that I be allowed to obtain a bank draft for the following reason. To this date I have not received a response to my letter to the Regional Office.

That upon my release on September 5, 1999 that I will be attending a full time vocational course at either University of San Diego (USD) or University of California at San Diego (UCSD). The class schedule would be for 8 hours a day for five days a week and would preclude me from being able to work at a full time job and continue my education at the same time. The courses that I would be taking are Computer Science and Computer Programming.

Also in the correspondence with the Regional Administrator I indicated that due to unforeseen circumstances that my parole address would like be changing from 721 12th st. Apt.#10, Imperial Beach, Ca. to an unspecified location in south county. The amount of funds requested was for (\$2,000) Two thousand dollars which would allow me to have affordable housing (1 bedroom apt. or studio to include first,last and security deposit) and to pay for food, electric and additional clothing for two to three months until part time employment becomes possible.

Could you please respond to this correspondence as soon as possible so that I can adjust my parole plans accordingly. Thank you for your time and attention to this matter. If you have any questions I can be reached between the hours of 0730-1530 at (209) 984-5291 ext, 5463 and after 1600 at (209) 984-5291 ext5252

Sincerely,

Douglas Guyton

Company Name	F.V. BUA 00	State	Postcode	Warehouse	Vendor
AA OFFICE SUPPLIES		CA	92019	019 089-0821	
ABERDEEN		CA	90640	800 552-6868	
ALPHA NUMERIC, INC.	7801 E. TELEGRAPH RD. UNIT D	CA	90640	800 552-6868	
ALTERNATIVE TECHNICAL SERVICES	706 15TH ST.	CA	95354	209 527-7070	
AMES SUPPLY CO.	2242 E. TRENTON AVE.	CA	92667	800 343-3530	
ATD AMERICAN COMPANY	2537 CURTISS STREET	IL	60515	800 323-3856	
BRIDGEWAY ALL VALUE	135 GREENWOOD AVE.	PA	19095	800 523-2300	
BRIGHTWORK	2631 BRIDGEWAY	CA	94965	415 332-9144	7659
BROTHER INTERNATIONAL CORP.	2710 WALSH AVE.	CA	95051	800 522-9876	
CAL-CENTRON	3131 APRILING ROAD	TN	98133	901 373-6371	
CDW COMPUTER CENTERS, INC.	3274 TOMAHAWK DRIVE	CA	95205	800 252-2094	
CHENESKO PRODUCTS INC.	1020 E. LAKE COOK RD.	IL	60089	800 757-4239	
COMPUTER DISCOUNT WAREHOUSE	2221 FIFTH AVENUE #4	NY	11779	800 221-3516	D552
COMPUTERS PLUS	1020 COOK RD.	IL	60089	800 998-4239	
CONSUMER OFFICE SUPPLY	4548 EMERY	OH		216 360-9234	
D & K PACKAGING	4850 STINE RD.	CA	93313	805 398-2033	
DEALERS LIMITED	3553 SUELDO ST UNIT C	CA	93401	805 544-7411	1492
DEE-ONE SYSTEMS	770 FRONT STREET	IL	60532	800 323-9251	
DICTIONARY DISK CO.	1550 CENTRE POINTE DR.	CA	95035	408 262-8938	
ED TECH	14 EAST 38TH STREET	NY	10016	800 528-3897	
EDUCATIONAL INDUSTRIAL SALES, INC.	19500 JESUS-MARIA RD.	CA	95245	800 367-4004	
FALCON MICROSYSTEM	2225 GRANT ROAD, STE. 3	CA	94022	800 828-6464	
FYER'S OFFICE SUPPLY	1100 MERCHANTILE LANE	MD	20785-5318		
GEORGE L. OLIVER	119 SOUTH WASHINGTON	CA	95307	209 532-1405	2105
GLENCOE/McGRAW HILL	44834 GRIMMER BL VD. BOX 1842	CA	94538	415 651-6720	
GW SCHOOL SUPPLY	P.O. BOX 543	OH	43004-9902	800 334-7344	
INMAC	55626 EAST BELMONT AVE.	CA	93727-2797	800 234-1065	
INNOVATIVE SOLUTIONS	2300 VALLEY VIEW LANE #200	TX	75062-5058	800 477-7805	
INSIGHT DIRECT, INC.	1320 NATIONAL DRIVE	CA	95834	800 877-1707	
INTERNATIONAL PUBLISHING	1912 WEST 4TH ST.	AZ	85281	800 488-0003	
JAMECO ELECTRONICS	3 COLUMBIA CIRCLE	NY	12212	800 354-9706	
JDR MICRO DEVICES	1355 SHOREWAY RD.	CA	94002	800 831-4242	
LEARN PC, INC.	1859 S. 10TH ST.	CA	95112	800 538-5000	
LEARNKEY, INC.	10729 BREN ROAD EAST	MN	55343	800 532-7672	
LLOYDS	1845 W. SUNSET BL VD.	UT	84770	801 674-9733	
LODI TYPEWRITER	1236 NORTH ELDORADO SUITE #1	CA	95202	209 666-8551	
LUCAS BUSINESS SYSTEMS	1213 W. LOCKFORD, STE. B	CA	95240	209 368-8844	
LYBEN	1971 WEST LAIN	CA	95215	800 548-4119	
MATERIAL SERVICES	5545 BRIDGEWOOD	MI	48310	213 268-8100	
MICRO WAREHOUSE	P.O. BOX 1015	CA	95660	916 973-3722	
MICRO XPERTS	P.O. BOX 3014	NJ	08701-3014	800 696-1727	
	6230 COCHRAN RD.	OH	44139	800-498-8630	
				FAX 216-498-3520 Alt.	
MOUSER ELECTRONICS	370 TOMKINS COURT	CA	95020-3631	408 842-5522	
OPPORTUNITIES FOR LEARNING, INC.	P.O. BOX 8103	OH	44901-8103	800 243-7116	
				RICK	

Vendor	Address	City	State	Postalcode	Workphone	Vendorno
PACIFIC COAST MICRO	4901 MORENA BLVD. STE. 1111	SAN DIEGO	CA	92117	800 581-6040	
PARADIGM	280 CASE ST.	ST. PAUL	MN	55101	800 535-6865	
SMALL PARTS, INC.	13980 58TH CT.	MIAMI	FL	33014	305 557-8222	
SONORA VIDEO & ELECTRONICS, INC.	22-W519, 13776-B MONO WAY	SONORA	CA	95370	209 532-9505	
STATE AGENCY FOR SURPLUS PROPERTY	1421 N. MARKET BLVD.	SACRAMENTO	CA	95834-1938		
T.I. DATA BOOK MARKETING	P.O. BOX 655303	DALLAS	TX	75265		
THE PRIMARY SOURCE	211 LATHROP WAY, STE. K	SACRAMENTO	CA	95815	800 244-3437	
THE VERY LAST WORD	P.O. BOX 410565	SAN FRANCISCO	CA	94141-0565	800 227-3993	
TREASURE CHEST	P.O. BOX 1251	KENNER	LA	70062	800 685-2137	
LJ Technical Systems Inc.	85 Corporate Dr.	Hollisville	N.Y.	11742-2007	800 237-3482	
Oliver Worldclass Labs	44834 S. Grimmer Blvd.	Fremont	CA	94538	510-651-6720	
Computer Supplies	P.O. Box 410565	San Francisco	CA	94141-0565	800-227-3993	9845291
The Very Last Word	P.O. Box 410565	San Francisco	CA	94141-0565	800-227-3993	
OFFICE DEPOT	4720 NORTHGATE BLVD. #100	SACRAMENTO,	CA.	95834		
PRISON INDUSTRY AUTHORITY	560 EAST NATOMA STREET	FOLSOM,	CA.	95367	(888) 811-8200	

Douglas Guyton
1437 Northwood Dr.
Inkster, Mi. 48141
(313) 563-0019

September 5, 1999

Corporate Recruiter
12688 High Bluff Dr. Suite 300
San Diego, Ca. 92130

Dear Sir or Madam,
NewGen Results Corporation

I am interested in working as a Computer Help Desk Representative for your organization. I am a computer operator with over 3 years of experience to offer you. I enclose my resume as a first step in exploring the possibilities of employment with NewGen Results Corporation.

My most recent experience was in general clerical duties for a state agency. I was responsible for the filing of records and interfacing with employees and the installation of computers and computer related peripheral equipment.

As a Computer Help Desk Representative with your organization, I would bring a focus on quality and professional demeanor to your help desk department. Furthermore, I work well with others. And I am experienced in Windows and MS Office applications.

I am willing to relocate and will be available for employment after September 15, 1999.

My salary requirements are negotiable. I would appreciate your keeping this inquiry confidential. I will contact you after September 10, 1999 to arrange an interview at a time convenient for you. Thank you for your consideration.

Sincerely,

Douglas Guyton

Douglas Guyton
1437 Northwood Dr.
Inkster, Mi. 48141
1-313-563-0019

September 5, 1999

Atena Inc.
151 Farmington Ave.
Hartford, Ct. 06156-3400
Attn: Human Resources-Req#99-00031825/San

Dear Sir or Madam,

I am interested in working as a Customer Service Representative for your organization. I am a computer operator with over 3 years of experience to offer you. I enclose my resume as a first step in exploring the possibilities of employment with Atena Inc.

My most recent experience was in general clerical duties for a state agency. I was responsible for the filing of records and interfacing with employees and the installation of computers and computer related peripheral equipment.

As a Customer Service Representative with your organization, I would bring a focus on quality and professional demeanor to your help desk department. Furthermore, I work well with others. And I am experienced in Windows and MS Office applications.

I am willing to relocate and will be available for employment after September 15, 1999.

My salary requirements are negotiable. I would appreciate your keeping this inquiry confidential. I will contact you after September 10, 1999 to arrange an interview at a time convenient for you. Thank you for your consideration.

Sincerely,

Douglas Guyton

Douglas Guyton
1437 Northwood Dr.
Inkster, Mi. 48141
1-313-563-0019

September 5, 1999

The San Diego Union Tribune
P.O. Box 120191
San Diego, Ca. 92112
Attn: Human Resources Department

Dear Sir or Madam,

I am interested in working as a Computer Help Desk Support representative for your organization. I am a computer operator with over 3 years of experience to offer you. I enclose my resume as a first step in exploring the possibilities of employment with the San Diego Union Tribune.

My most recent experience was in general clerical duties for a state agency. I was responsible for the filing of records and interfacing with employees and the installation of computers and computer related peripheral equipment.

As a Computer Help Desk Support Representative with your organization, I would bring a focus on quality and professional demeanor to your help desk department. Furthermore, I work well with others. And I am experienced in Windows and MS Office applications.

I will be available for employment after September 15, 1999.

My salary requirements are negotiable. I would appreciate your keeping this inquiry confidential. I will contact you after September 10, 1999 to arrange an interview at a time convenient for you. Thank you for your consideration.

Sincerely,

Douglas Guyton

Douglas Guyton
1437 Northwood Dr.
Inkster, Mi. 48141
1-313-563-0019

September 5, 1999

The San Diego Union Tribune
P.O. Box 120191
San Diego, Ca. 92112
Attn: Human Resources Department

Dear Sir or Madam,

I am interested in working as an Account Representative for your organization. I am a Accounting Clerk with over 2 years of experience to offer you. I enclose my resume as a first step in exploring the possibilities of employment with the San Diego Union Tribune.

My most recent experience was ordering and inventory control for a state agency. I was responsible for the filing of records and the overall ordering and accounting of the facility, including payroll. In addition, I was responsible for data entry, spreadsheets and for incorporating an improved system for payroll accountability.

As an Account Representative with your organization, I would bring a focus on quality and attention to detail to your accounting department. Furthermore, I work well with others. And I am experienced in Windows and MS Office applications.

I will be available for employment after September 15, 1999.

My salary requirements are negotiable. I would appreciate your keeping this inquiry confidential. I will contact you after September 10, 1999 to arrange an interview at a time convenient for you. Thank you for your consideration.

Sincerely,

Douglas Guyton

Douglas Guyton
1437 Northwood Dr.
Inkster, Mi. 48141
1-313-563-0019

September 5, 1999

The San Diego County Office
of Education
6401 Linda Vista Road
San Diego, Ca. 92111
Attn: Human Resources Department

Dear Sir or Madam,

I am interested in working as a Account Representative for your organization. I am a Accounting Clerk with over 2 years of experience to offer you. I enclose my resume as a first step in exploring the possibilities of employment with the San Diego County Office of Education

My most recent experience was ordering and inventory control for a state agency. I was responsible for the filing of records and the overall ordering and accounting of the facility, including payroll. In addition, I was responsible for data entry, spreadsheets and for incorporating an improved system for payroll accountability.

As an Account Representative with your organization, I would bring a focus on quality and attention to detail to your accounting department. Furthermore, I work well with others. And I am experienced in Windows and MS Office applications.

I will be available for employment after September 15, 1999.

My salary requirements are negotiable. I would appreciate your keeping this inquiry confidential. I will contact you after September 10, 1999 to arrange an interview at a time convenient for you. Thank you for your consideration.

Sincerely,

Douglas Guyton

Douglas Guyton
1437 Northwood Dr.
Inkster, Mi. 48141
1-313-563-0019

September 5, 1999

Taiyo Yuden Corporation
2580 Pioneer Ave.
Vista, Ca. 92083
Attn: Human Resources Department

Dear Sir or Madam,

I am interested in working as a Account Representative for your organization. I am a Accounting Clerk with over 2 years of experience to offer you. I enclose my resume as a first step in exploring the possibilities of employment with the Taiyo Yuden Corporation.

My most recent experience was ordering and inventory control for a state agency. I was responsible for the filing of records and the overall ordering and accounting of the facility, including payroll. In addition, I was responsible for data entry, spreadsheets and for incorporating an improved system for payroll accountability.

As an Account Representative with your organization, I would bring a focus on quality and attention to detail to your accounting department. Furthermore, I work well with others. And I am experienced in Windows and MS Office applications.

I am willing to relocate and will be available for employment after September 15, 1999.

My salary requirements are negotiable. I would appreciate your keeping this inquiry confidential. I will contact you after September 10, 1999 to arrange an interview at a time convenient for you. Thank you for your consideration.

Sincerely,

Douglas Guyton

Douglas Guyton
1437 Northwood Dr.
Inkster, Mi. 48141
1-313-563-0019

September 5, 1999

Howard Leight Industries
7828 Waterville Road
San Diego, Ca. 92173
Attn: Human Resources Department

Dear Sir or Madam,

I am interested in working as a Account Representative for your organization. I am a Accounting Clerk with over 2 years of experience to offer you. I enclose my resume as a first step in exploring the possibilities of employment with Howard Leight Industries.

My most recent experience was ordering and inventory control for a state agency. I was responsible for the filing of records and the overall ordering and accounting of the facility, including payroll. In addition, I was responsible for data entry, spreadsheets and for incorporating an improved system for payroll accountability.

As an Account Representative with your organization, I would bring a focus on quality and attention to detail to your accounting department. Furthermore, I work well with others. And I am experienced in Windows and MS Office applications.

I am willing to relocate and will be available for employment after September 15, 1999.

My salary requirements are negotiable. I would appreciate your keeping this inquiry confidential. I will contact you after September 10, 1999 to arrange an interview at a time convenient for you. Thank you for your consideration.

Sincerely,

Douglas Guyton

Douglas Guyton
1437 Northwood Dr.
Inkster, Mi. 48141
1-313-563-0019

September 5, 1999

Kendal/Florexpo
1964 Kellog Ave
Carlsbad, Ca. 92008
Attn: Human Resources Department

Dear Sir or Madam,

I am interested in working as a Account Representative for your organization. I am a Accounting Clerk with over 2 years of experience to offer you. I enclose my resume as a first step in exploring the possibilities of employment with Kendal/Florexpo.

My most recent experience was ordering and inventory control for a state agency. I was responsible for the filing of records and the overall ordering and accounting of the facility, including payroll. In addition, I was responsible for data entry, spreadsheets and for incorporating an improved system for payroll accountability.

As an Account Representative with your organization, I would bring a focus on quality and attention to detail to your accounting department. Furthermore, I work well with others. And I am experienced in Windows and MS Office applications.

I am willing to relocate and will be available for employment after September 15, 1999.

My salary requirements are negotiable. I would appreciate your keeping this inquiry confidential. I will contact you after September 10, 1999 to arrange an interview at a time convenient for you. Thank you for your consideration.

Sincerely,

Douglas Guyton

Douglas Guyton
1437 Northwood Dr.
Inkster, Mi. 48141
1-313-563-0019

September 5, 1999

Konica Computer Solutions
7710 Kenanmar Ct.
San Diego, Ca. 92121
Attn: Dave

Dear Dave,

I am interested in working as a Shipping Clerk for your organization. I am a computer operator with over 2 years of experience to offer you. I enclose my resume as a first step in exploring the possibilities of employment with Konica Computer Solutions.

My most recent experience was ordering and inventory control for a state agency. I was responsible for the filing of records and the overall ordering and accounting of the facility, including payroll. In addition, I was responsible for data entry, shipping of packages, spreadsheets and for incorporating an improved system for payroll accountability.

As an Shipping Clerk with your organization, I would bring a focus on quality and attention to detail to your Shipping Department. Furthermore, I work well with others. And I am experienced in Windows and MS Office applications.

I am willing to relocate and will be available for employment after September 15, 1999.

I would appreciate your keeping this inquiry confidential. I will contact you after September 10, 1999 to arrange an interview at a time convenient for you. Thank you for your consideration.

Sincerely,

Douglas Guyton

Douglas Guyton
1437 Northwood Dr.
Inkster, Mi. 48141
1-313-563-0019

September 5, 1999

FoodMaker Inc.
9330 Balboa Ave.
San Diego, Ca. 92123
Attn: Human Resources Department

Dear Sir or Madam,

I am interested in working as a Account Representative for your organization. I am a Accounting Clerk with over 2 years of experience to offer you. I enclose my resume as a first step in exploring the possibilities of employment with FoodMaker Inc.

My most recent experience was ordering and inventory control for a state agency. I was responsible for the filing of records and the overall ordering and accounting of the facility, including payroll. In addition, I was responsible for data entry, spreadsheets and for incorporating an improved system for payroll accountability.

As an Account Representative with your organization, I would bring a focus on quality and attention to detail to your accounting department. Furthermore, I work well with others. And I am experienced in Windows and MS Office applications.

I am willing to relocate and will be available for employment after September 15, 1999.

My salary requirements are negotiable. I would appreciate your keeping this inquiry confidential. I will contact you after September 10, 1999 to arrange an interview at a time convenient for you. Thank you for your consideration.

Sincerely,

Douglas Guyton

Douglas Guyton
1437 Northwood Dr.
Inkster, Mi. 48141
1-313-563-0019

September 5, 1999

Mallinckrodt Inc.
2200 Faraday Ave.
Carlsbad, Ca. 92008
Attn: Human Resources Department

Dear Sir or Madam,

I am interested in working as a Shipping Clerk for your organization. I am a computer operator with over 2 years of experience to offer you. I enclose my resume as a first step in exploring the possibilities of employment with Mallinckrodt Inc.

My most recent experience was ordering and inventory control for a state agency. I was responsible for the filing of records and the overall ordering and accounting of the facility, including payroll. In addition, I was responsible for data entry, shipping of packages/mail, spreadsheets and for incorporating an improved system for payroll accountability.

As an Shipping Clerk with your organization, I would bring a focus on quality and attention to detail to your Shipping Department. Furthermore, I work well with others. And I am experienced in Windows and MS Office applications.

I am willing to relocate will be available for employment after September 15, 1999.

I would appreciate your keeping this inquiry confidential. I will contact you after September 10, 1999 to arrange an interview at a time convenient for you. Thank you for your consideration.

Sincerely,

Douglas Guyton

Douglas Guyton
1437 Northwood Dr.
Inkster, Mi. 48141
1-313-563-0019

September 5, 1999

Hitachi Transport System
1790 Dornoch Ct.
San Diego, Ca. 92154
Attn: Gina Lupian or Linda Crocket

Dear Madam,

I am interested in working as a Shipping Clerk for your organization. I am a computer operator with over 3 years of experience to offer you. I enclose my resume as a first step in exploring the possibilities of employment with Hitachi Transport System.

My most recent experience was ordering and inventory control for a state agency. I was responsible for the filing of records and the overall ordering and accounting of the facility, including payroll. In addition, I was responsible for data entry, shipping of packages/mail, spreadsheets and for incorporating an improved system for payroll accountability.

As an Shipping Clerk with your organization, I would bring a focus on quality and attention to detail to your Shipping Department. Furthermore, I work well with others. And I am experienced in Windows and MS Office applications.

I will be available for employment after September 15, 1999.

Salary is negotiable. I would appreciate your keeping this inquiry confidential.

I will contact you after September 10, 1999 to arrange an interview at a time convenient for you.
Thank you for your consideration.

Sincerely,

Douglas Guyton

Douglas Guyton
1437 Northwood Dr.
Inkster, Mi. 48141
(313) 563-0019 (H)

Objective: Accounting Representative

Professional Experience

State of California
Department of Corrections

2, 1996 to Present

Position : Accounting Clerk
facility
order to have
accurately
the monthly
accounts
and

Duties: To order monthly and weekly supplies for a 100 person
and conduct and monthly inventory of existing supplies in
an accurate accounting of supplies used. Use of a computer to
fill out spreadsheets and to post a balance or loss reading to
ledgers. Responsibilities also included accounts receivable and
payable also including reimbursement of employees for travel
timekeeping for payroll and overtime purposes.

Salary: per diem

PetCo.

4, 1994 to 9, 1994

Warehouse
computer
location.
jack to
receiving.

Duties: To pull and pick and pack orders. To operate a
terminal inorder to accurately place store orders in correct
Responsibilities also included operation of a forklift and pallet
load trailers on the warehouse dock and some shipping and

Salary: 1,632 mo.

Education:

Palomar College
Bldg 1503 Camp Pendleton
Oceanside, Ca.

1985 to 1986

Degree/Achievement:

Certificate of Completion

Douglas Guyton
1437 Northwood Dr.
Inkster, Mi. 48141
(313) 563-0019 (H)

Objective: Shipping Clerk

Professional Experience

State of California
Department of Corrections

2, 1996 to Present

Position : Accounting Clerk

Duties: To order monthly and weekly supplies for a 100 person facility and conduct monthly inventory of existing supplies in order to have an accurate accounting of supplies used. Use of a computer to accurately fill out spreadsheets and to post a balance or loss reading to the monthly ledgers. Responsibilities also included accounts receivable and accounts payable also including reimbursement of employees for travel and timekeeping for payroll and overtime purposes.

Salary: per diem

PetCo.

4, 1994 to 9, 1994

Position: Warehouse

Duties: To pull and pick and pack orders. To operate a computer terminal in order to accurately place store orders in correct location. Responsibilities also included operation of a forklift and pallet jack to load trailers on the warehouse dock and some shipping and receiving. Salary: 1,632 mo.

Education:

Palomar College
Bldg 1503 Camp Pendleton
Oceanside, Ca.

1985 to 1986

Degree/Achievement:

Certificate of Completion

Douglas Guyton
1437 Northwood Dr.
Inkster, Mi. 48141
(313) 563-0019 (H)

Objective: Customer Service Representative

Professional Experience

State of California
Department of Corrections

2, 1996 to Present

Position : Accounting Clerk

Duties: To order monthly and weekly supplies for a 100 person facility and conduct monthly inventory of existing supplies in order to have an accurate accounting of supplies used. Use of a computer to accurately fill out spreadsheets and to post a balance or loss reading to the monthly ledgers. Responsibilities also included accounts receivable and accounts payable also including reimbursement of employees for travel and timekeeping for payroll and overtime purposes.

Salary: per diem

PetCo.

4, 1994 to 9, 1994

Position: Warehouse

Duties: To pull and pick and pack orders. To operate a computer terminal in order to accurately place store orders in correct location. Responsibilities also included operation of a forklift and pallet jack to load trailers on the warehouse dock and some shipping and receiving. Salary: 1,632 mo.

Education:

Palomar College
Bldg 1503 Camp Pendleton
Oceanside, Ca.

1985 to 1986

Degree/Achievement:

Certificate of Completion

Douglas Guyton
1437 Northwood Dr.
Inkster, Mi. 48141
1-313-563-0019

September 5, 1999

Dear Sir or Madam,

I am interested in working as a Account Representative for your organization. I am a Accounting Clerk with over 2 years of experience to offer you. I enclose my resume as a first step in exploring the possibilities of employment with Science Applications International Corporation.

My most recent experience was ordering and inventory control for a state agency. I was responsible for the filing of records and the overall ordering and accounting of the facility, including payroll. In addition, I was responsible for data entry, spreadsheets and for incorporating an improved system for payroll accountability.

As an Account Representative with your organization, I would bring a focus on quality and attention to detail to your accounting department. Furthermore, I work well with others. And I am experienced in Windows and MS Office applications.

I am willing to relocate and will be available for employment after September 15, 1999.

My salary requirements are negotiable. I would appreciate your keeping this inquiry confidential. I will contact you after September 10, 1999 to arrange an interview at a time convenient for you. Thank you for your consideration.

Sincerely,

Douglas Guyton

Douglas Guyton

Objective:

Professional Experience

State of California
Department of Corrections

2, 1996 to Present

Position : Accounting Clerk

Duties: To order monthly and weekly supplies for a 100 person facility and conduct monthly inventory of existing supplies in order to have an accurate accounting of supplies used. Use of a computer to accurately fill out spreadsheets and to post a balance or loss reading to the monthly ledgers. Responsibilities also included accounts receivable and accounts payable also including reimbursement of employees for travel and timekeeping for payroll and overtime purposes.

Salary: per diem

PetCo.

4, 1994 to 9, 1994

Position: Warehouse

Duties: To pull and pick and pack orders. To operate a computer terminal in order to accurately place store orders in correct location. Responsibilities also included operation of a forklift and pallet jack to load trailers on the warehouse dock and some shipping and receiving. Salary: 1,632 mo.

Education:

Palomar College
Bldg 1503 Camp Pendleton
Oceanside, Ca.

1985 to 1986

Degree/Achievement:

Certificate of Completion

PAGE 1

AGENCY ORDER NO.

TO

TOTAL \$	319.00
----------	--------

TELEPHONE NUMBER
ext. 5463

Memorandum

Date: September 5, 1999

To: J. Codromac

Watch Commander

From: Sierra Conservation Center, Jamestown 95327

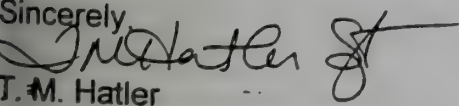
Subject: Notification of Staff regarding Inmate Guyton H84870.

As of 1110 hours I had personally contacted or left messages with the below listed staff regarding the above incident. Their names and times contacted are as follows:

Murray C/O	Message left on machine	1030 hours	Contacted 16 50 hrs.
Fox Lt.	Message left with wife	1030 hours	
Ramos Sgt.	Contacted personally	1120 hours	
Connant Sgt.	Contacted personally	1030 hours	
Wedel Sgt.	Message left on machine	1107 hours	returned call
Schnedden Educ.	Contacted personally	1056 hours	retired 3/01/99
Cook Medical	No record of current phone		
Sensen Sgt.	Message left on machine	1035 hours	called back
Coke C/O	Contacted personally	1038 hours	
Luna N.	Phone listed disconnected		
Luna M.	Phone listed disconnected		
Stocker Medical	Contacted husband personally	1050 hours	
Romine Dental	Message left with son	1055 hours	called back
Quaglia Sgt.	Message left with wife	1042 hours	
Cullum Lt.	Contacted personally	1045 hours	
Waters Ser. Sta.	Phone listed disconnected		

If you have any further questions please free to contact me at extension 5329 G-Dorm 3/w.

Sincerely



T.M. Hatler

PART A - COVER SHEET

PAGE 1 OF 10

CDC 837 - A (11/91)

INCIDENT LOG NUMBER

SCC-COP-99-09-0150

INSTITUTION / FACILITY

INCIDENT SITE / LOCATION

DATE INCIDENT

TIME INCIDENT

SCC

IDL

09-24-99

0800

SPECIFIC CRIME / INCIDENT

D.A. REFERRAL

SECTION / CODE / RULE NUMBER

IDL WORKSITE SEARCH

[] YES [] NO

Y SERT ACTIVATED?
(ENTER Y OR N)N NEGOTIATION TEAM ACTIVATED?
(ENTER Y OR N)N MUTUAL AID REQUESTED?
(ENTER Y OR N)N MEDIA NOTIFIED?
(ENTER Y OR N)

DEATHS

CAUSE OF DEATH

ASSAULT / BATTERY

TYPE OF ASSAULT / BATTERY

☐ STAFF
☐ VISITOR
☐ INMATE

☐ HOMICIDE
☐ SUICIDE
☐ ACCIDENTAL
☐ NATURAL

☐ ON STAFF
☐ ON VISITOR
☐ ON INMATE
☐ OTHER: _____

☐ BEATING
☐ SHOOTING
☐ STABBING
☐ SPEARING
☐ POISONING

☐ STRANGLING
☐ SLASHING
☐ SEXUAL
☐ OTHER: _____

N/A

N/A

N/A

N/A

SERIOUS INJURY

INMATE WEAPONS

SHOTS FIRED

TYPE WEAPON (STAFF)

☐ STAFF
☐ VISITOR
☐ INMATE

☐ FIREARM
☐ KNIFE
☐ SPEAR
☐ EXPLOSIVE
☐ PROJECTILE
☐ SLASHING INSTRUMENT

☐ STABBING INSTRUMENT
☐ HANDS / FEET
☐ CLUB / BLUDGEON
☐ CAUSTIC SUBSTANCE
☐ OTHER: _____

☐ YES ☐ NO
 NUMBER
 FIRED
 ESCAPES
☐ WITH FORCE
☐ WITHOUT FORCE
☐ ATTEMPTED

☐ 38 CAL
☐ MINI 14
☐ H & K 94
☐ SHOTGUN
☐ 37 MM
☐ TASER
☐ PR 24
☐ OTHER: _____

N/A

N/A

OTHER N/A

COMMERCIAL

INMATE MANUFACTURED

SUSPECTED CONTROLLED
SUBSTANCE

LOCKDOWNS YES

EXCEPTIONAL ACTIVITY

☐ HEROIN / OPIATES
☐ COCAINE
☐ MARIJUANA
☐ AMPHETAMINE
☐ BARBITURATE
☐ LSD
☐ PCP
☐ METHAMPHETAMINE
☐ OTHER: _____

☐ YES ☐ NO
 IF YES, LIST AFFECTED
 PROGRAMS BELOW;
 EDUCATION, VOCATION,
 AND RECREATION

☐ MAJOR DISTURBANCE
☐ INMATE STRIKE
☐ PUBLIC DEMONSTRATION
☐ INMATE DEMONSTRATION
☐ NATURAL DISASTER
☐ ENVIRONMENTAL HAZARD
☐ SPECIAL INTEREST INMATE
☐ WEATHER

N/A

☐ EMPLOYEE JOB ACTION
☐ MAJOR POWER OUTAGE
☐ EXPLOSION
☐ FIRE
☐ HOSTAGE
☐ GANG INVOLVED

OTHER: N/A

DESCRIPTION OF CRIME / INCIDENT:

Through an on-going investigation, information was received that there was a possibility of explosive material that was being kept on institutional grounds in the Inmate Day Labor area. Additional information obtained was that some of the inmates assigned to the IDL crew were involved in using drugs. M. C. Kramer, Warden, was briefed about the information received, and on Friday, September 24, 1999, he ordered the institution to be locked down and searched. The focus of the search was IDL areas, the assigned housing and lockers of inmates assigned to IDL. Unclothed body searches were performed, and urine samples were obtained from all IDL inmates. At approximately 0800 hours, several teams were assembled and searches of the identified areas and inmate began. During the search of the IDL area, several Cad weld tubes were found in an unsecured office trailer. These "Cad welds" contained various metals and are used to weld large diameter cooper wire together, through extreme heat, generated by burning these metals. These Cad welds require secure, limited access, and dry storage. The institution's Hazardous Materials Specialist, Gary Stephens, Fire Chief, was summoned to the area to evaluate these welding materials as to the degree of hazard. Chief Stephens took possession of the "Cad welds", inventoried them and stored them in a locked concrete building. The Cad welds will be issued to IDL staff as needed pending IDL obtaining an appropriate storage container and inventory system.

✓ CHECK HERE IF DESCRIPTION IS CONTINUED ON PART C

NAME / TITLE / SIGNATURE OF REPORTING STAFF

BADGE / LD.#

SERVICE (INSTITUTION USE)

DATE

R. BIRD, CORRECTIONAL LIEUTENANT

2407

YEARS 27 MONTHS 10

9/27/99

AUTHORIZED SIGNATURE / TITLE (INSTITUTION USE)

DATE

W. F. HEISE, ASSOCIATE WARDEN, CENTRAL DIVISION

9/27/99

**CRIME / INCIDENT REPORT
PART C - SUPPLEMENT**

2

10

PAGE _____ OF _____

CDC 837 - C (11/91)

INCIDENT LOG NUMBER

SCC-COP-99-09-0150

INSTITUTION / FACILITY SCC	INCIDENT SITE / LOCATION IDL WORK SITE SEARCH	DATE INCIDENT 09/24/99	TIME INCIDENT 0800
TYPE OF INFORMATION <input checked="" type="checkbox"/> CONTINUING DESCRIPTION OF INCIDENT (PART A) <input type="checkbox"/> SUPPLEMENTAL INFORMATION <input type="checkbox"/> CLOSURE REPORT			

NARRATIVE

In another office trailer, a search of IDL staffs' desks and surrounding areas was conducted. During this search, several tools and scissors were found in the drawers. These items were not on an inventory or color-coded as required. Other items found within the trailer unsecured were; several cans of flammable sprays, (paint solvents and silicone), vehicle keys, pad locks and keys, computer disks and a whistle.

On the window sill near the desk of IDL Supervisor, Keith Ramos, was a blank Folger Adams key. All items found were photographed. ISU staff took possession of the blank key. The other items were left with IDL staff. IDL staff was instructed to comply with tool inventory procedures, and to secure all flammable sprays.

While searching other buildings on the IDL work site, an inmate-manufactured weight room was discovered. Pouring cement in molds fashioned from PVC pipe made the weights. The weight bar and weight bench was constructed from metal iron and steel. The weights and bench were manufactured from state supplies, purchased for construction of the sewer plant. All the contraband weights and equipment was removed from the building by the search teams and secured in a fenced storage yard. Other items of concern found in the IDL area were unsecured personal clothing, small amounts of gasoline and diesel fuel (unsecured), plot plans, a pad lock and key, which was found in an inmate jacket pocket. All items were secured or removed from the area.

This concluded the search of the IDL work site. IDL returned to full operation on Monday, September 27, 1999, with the stipulation to correct all tool and hazardous materials control issues, and to ensure inmates are not allowed in the office trailers until additional security controls are in place.

The 41 inmates assigned to the IDL crew were ordered to submit urine samples for testing, they all complied. All urine samples were field-tested using the "On Track Roche Cup Presumptive Urinalysis Test. The urine samples obtained by Officer K. Day from Inmate FOSTER, J-40761, tested positive for methamphetamine. The urine sample obtained by Officer K. Day from Inmate WOOLEN, P-22985, tested positive for marijuana. Both inmates were removed from their assignment pending the results of the toxicology report from the laboratory.

During the search of the lockers and housing areas of the inmates assigned to IDL, no significant contraband was found. The institution returned to "normal program" at approximately 1600 hours.

There were not staff or inmate injuries as a result of this incident. Five staff worked a combined total of nine hours of overtime.

You will be appraised of further developments regarding this case as they occur.

NAME / TITLE / SIGNATURE OF REPORTING STAFF R. BIRD, CORRECTIONAL LIEUTENANT <i>R. Bird</i>	BADGE / LD.# 2407	SERVICE (INSTITUTION USE) YEARS 27 MONTHS 10	DATE 9/24/99
AUTHORIZED SIGNATURE / TITLE (INSTITUTION USE) W. F. HEISE, ASSOCIATE WARDEN, CENTRAL DIVISION <i>W. F. Heise</i>			DATE 9/24/99

CRIME / INCIDENT REPORT
PART B - INVOLVED PARTIES
CDC 837-B(11/91)

PAGE 3 OF 10

INSTITUTION / FACILITY	DATE INCIDENT	TIME INCIDENT	INCIDENT LOG NUMBER
SIERRA CONSERVATION CENTER	9/24/99	0800	SCC-COP-99-09-0150

NAME (LAST, FIRST, MI)				SEX	ETHNICITY	CLASS SCORE
FOSTER, OSCAR				M	BLACK	0
CHECK ONE	CDC NUMBER	CI#	FBI#	SSN#	PV-RTC?	
<input type="checkbox"/> VICTIM	J-40761	A08936500	710375WA8	553-43-9492	X YES NO	
X SUSPECT	DATE REC'D BY CDC	DATE REC'D BY INST.	ANTICIPATED RELEASE DATE	DATE OF BIRTH	HOUSING ASSIGNMENT	
<input type="checkbox"/> WITNESS	12/13/94	08/27/98	05/07/01	02/11/67	0605	
COMMITMENT OFFENSES (OPTIONAL)				COUNTY OF COMMITMENT		
CORPORAL INJURY TO SPOUSE (NON-CONTROLLING ROB. W/WEAPON)				SACRAMENTO		
DESCRIPTION OF INJURIES				PRISON GANG / DISRUPTIVE GROUP (VALIDATED)		
NONE				NONE NOTED		
CHECK ALL THAT APPLY				LOCATION OF HOSPITAL / TREATMENT		
<input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						

NAME (LAST, FIRST, MI)				SEX	ETHNICITY	CLASS SCORE
WOOLEN, JOAQUIN				M	HISPANIC	19
CHECK ONE	CDC NUMBER	CI#	FBI#	SSN#	PV-RTC?	
<input type="checkbox"/> VICTIM	P-22985	A07404569	672030MA6	565-55-1414	YES X NO	
X SUSPECT	DATE REC'D BY CDC	DATE REC'D BY INST.	ANTICIPATED RELEASE DATE	DATE OF BIRTH	HOUSING ASSIGNMENT	
<input type="checkbox"/> WITNESS	12/22/98	02/16/99	06/27/00	02/20/65	3806	
COMMITMENT OFFENSES (OPTIONAL)				COUNTY OF COMMITMENT		
POSSESSION OF CONTROLLED SUBSTANCE FOR SALE				LOS ANGELES		
DESCRIPTION OF INJURIES				PRISON GANG / DISRUPTIVE GROUP (VALIDATED)		
NONE				NONE NOTED		
CHECK ALL THAT APPLY				LOCATION OF HOSPITAL / TREATMENT		
<input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						

NAME (LAST, FIRST, MI)			TITLE	SEX	ETHNICITY	REGULAR DAYS OFF
MILLS, R.E.			CORR. SERGEANT	M	WHITE	S/S/H
CHECK ONE	CHECK ONE	BADGE / ID#	POST ASSIGNMENT	ID NUMBER		
<input type="checkbox"/> VICTIM	<input type="checkbox"/> STAFF	12177	ISU	P37802		
<input type="checkbox"/> SUSPECT	<input type="checkbox"/> VISITOR	DESCRIPTION OF INJURIES				
<input checked="" type="checkbox"/> WITNESS	<input type="checkbox"/> OTHER:					

CHECK ALL THAT APPLY				LOCATION OF HOSPITAL / TREATMENT		
<input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						
NAME (LAST, FIRST, MI)			TITLE	SEX	ETHNICITY	REGULAR DAYS OFF
KIRKLAND, R.L.			CORR. SERGEANT	M	WHITE	S/S/H
CHECK ONE	CHECK ONE	BADGE / ID#	POST ASSIGNMENT	ID NUMBER		
<input type="checkbox"/> VICTIM	<input type="checkbox"/> STAFF	31127	ISU	P44864		
<input type="checkbox"/> SUSPECT	<input type="checkbox"/> VISITOR	DESCRIPTION OF INJURIES				
<input checked="" type="checkbox"/> WITNESS	<input type="checkbox"/> OTHER:					

CHECK ALL THAT APPLY				LOCATION OF HOSPITAL / TREATMENT		
<input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						
NAME (LAST, FIRST, MI)			TITLE	SEX	ETHNICITY	REGULAR DAYS OFF
LAY, S.C.			CORR. OFFICER	M	WHITE	S/S/H
CHECK ONE	CHECK ONE	BADGE / ID#	POST ASSIGNMENT	ID NUMBER		
<input type="checkbox"/> VICTIM	<input type="checkbox"/> STAFF	31129	ISU	P37870		
<input type="checkbox"/> SUSPECT	<input type="checkbox"/> VISITOR	DESCRIPTION OF INJURIES				
<input checked="" type="checkbox"/> WITNESS	<input type="checkbox"/> OTHER:					

CHECK ALL THAT APPLY				LOCATION OF HOSPITAL / TREATMENT		
<input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						

CRIME / INCIDENT REPORT

PART B - INVOLVED PARTIES

CDC 837-B(11/91)

PAGE 4 OF 10

INSTITUTION / FACILITY SIERRA CONSERVATION CENTER				DATE INCIDENT 9/24/99		TIME INCIDENT 0800		INCIDENT LOG NUMBER SCC-COP-99-09-0150	
NAME (LAST, FIRST, MI)						SEX	ETHNICITY	CLASS SCORE	
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input type="checkbox"/> WITNESS	CDC NUMBER	CII#	FBI#	SSN#		PV-RTC? YES NO		HOUSING ASSIGNMENT	
				DATE REC'D BY CDC		DATE REC'D BY INST.		ANTICIPATED RELEASE DATE	
COMMITMENT OFFENSES (OPTIONAL)						COUNTY OF COMMITMENT			
DESCRIPTION OF INJURIES						PRISON GANG / DISRUPTIVE GROUP (VALIDATED)			
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						LOCATION OF HOSPITAL / TREATMENT			
NAME (LAST, FIRST, MI)						SEX	ETHNICITY	CLASS SCORE	
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input type="checkbox"/> WITNESS	CDC NUMBER	CII#	FBI#	SSN#		PV-RTC? YES NO		HOUSING ASSIGNMENT	
				DATE REC'D BY CDC		DATE REC'D BY INST.		ANTICIPATED RELEASE DATE	
COMMITMENT OFFENSES (OPTIONAL)						COUNTY OF COMMITMENT			
DESCRIPTION OF INJURIES						PRISON GANG / DISRUPTIVE GROUP (VALIDATED)			
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						LOCATION OF HOSPITAL / TREATMENT			
NAME (LAST, FIRST, MI)						SEX	ETHNICITY	REGULAR DAYS OFF	
CURTIS, J. S.						F	WHITE	S/S/H	
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> WITNESS	CHECK ONE <input type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:	BADGE / ID# 42911	POST ASSIGNMENT ISU	ID NUMBER P04457		DESCRIPTION OF INJURIES			
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						LOCATION OF HOSPITAL / TREATMENT			
NAME (LAST, FIRST, MI)						SEX	ETHNICITY	REGULAR DAYS OFF	
FROHREICH, J.S.						M	WHITE	S/S/H	
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> WITNESS	CHECK ONE <input type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:	BADGE / ID# 44462	POST ASSIGNMENT ISU	ID NUMBER P52919		DESCRIPTION OF INJURIES			
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						LOCATION OF HOSPITAL / TREATMENT			
NAME (LAST, FIRST, MI)						SEX	ETHNICITY	REGULAR DAYS OFF	
PETREY, K.C.						M	WHITE	W/T	
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> WITNESS	CHECK ONE <input type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:	BADGE / ID# 13518	POST ASSIGNMENT SERT	ID NUMBER P37997		DESCRIPTION OF INJURIES			
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						LOCATION OF HOSPITAL / TREATMENT			

CRIME / INCIDENT REPORT

PART B - INVOLVED PARTIES

CDC 837-B(11/91)

PAGE 5 OF 10

INSTITUTION / FACILITY SIERRA CONSERVATION CENTER				DATE INCIDENT 9/24/99		TIME INCIDENT 0800		INCIDENT LOG NUMBER SCC-COP-99-09-0150	
NAME (LAST, FIRST, MI)						SEX	ETHNICITY		CLASS SCORE
CHECK ONE	CDC NUMBER	CII#	FBI#	SSN#		PV-RTC?			
<input type="checkbox"/> VICTIM						YES NO			
<input type="checkbox"/> SUSPECT	DATE REC'D BY CDC	DATE REC'D BY INST.	ANTICIPATED RELEASE DATE	DATE OF BIRTH		HOUSING ASSIGNMENT			
<input type="checkbox"/> WITNESS									
COMMITMENT OFFENSES (OPTIONAL)				COUNTY OF COMMITMENT					
DESCRIPTION OF INJURIES				PRISON GANG / DISRUPTIVE GROUP (VALIDATED)					
CHECK ALL THAT APPLY				LOCATION OF HOSPITAL / TREATMENT					
<input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED									
NAME (LAST, FIRST, MI)				SEX	ETHNICITY		CLASS SCORE		
CHECK ONE	CDC NUMBER	CII#	FBI#	SSN#		PV-RTC?			
<input type="checkbox"/> VICTIM						YES NO			
<input type="checkbox"/> SUSPECT	DATE REC'D BY CDC	DATE REC'D BY INST.	ANTICIPATED RELEASE DATE	DATE OF BIRTH		HOUSING ASSIGNMENT			
<input type="checkbox"/> WITNESS									
COMMITMENT OFFENSES (OPTIONAL)				COUNTY OF COMMITMENT					
DESCRIPTION OF INJURIES				PRISON GANG / DISRUPTIVE GROUP (VALIDATED)					
CHECK ALL THAT APPLY				LOCATION OF HOSPITAL / TREATMENT					
<input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED									
NAME (LAST, FIRST, MI)				TITLE	SEX	ETHNICITY		REGULAR DAYS OFF	
CALHOUN, K.D.				CORR. SERGEANT	M	WHITE		T/F	
CHECK ONE	CHECK ONE	BADGE / ID#	POST ASSIGNMENT	ID NUMBER					
<input type="checkbox"/> VICTIM	<input type="checkbox"/> STAFF	30856	SERT	P37857					
<input type="checkbox"/> SUSPECT	<input type="checkbox"/> VISITOR	DESCRIPTION OF INJURIES							
<input checked="" type="checkbox"/> WITNESS	<input type="checkbox"/> OTHER:								
CHECK ALL THAT APPLY				LOCATION OF HOSPITAL / TREATMENT					
<input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED									
NAME (LAST, FIRST, MI)				TITLE	SEX	ETHNICITY		REGULAR DAYS OFF	
PEREZ, D.R.				CORR. SERGEANT	M	WHITE		S/S	
CHECK ONE	CHECK ONE	BADGE / ID#	POST ASSIGNMENT	ID NUMBER					
<input type="checkbox"/> VICTIM	<input type="checkbox"/> STAFF	34078	SERT	P04476					
<input type="checkbox"/> SUSPECT	<input type="checkbox"/> VISITOR	DESCRIPTION OF INJURIES							
<input checked="" type="checkbox"/> WITNESS	<input type="checkbox"/> OTHER:								
CHECK ALL THAT APPLY				LOCATION OF HOSPITAL / TREATMENT					
<input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED									
NAME (LAST, FIRST, MI)				TITLE	SEX	ETHNICITY		REGULAR DAYS OFF	
CANUTT, F.D.				CORR. LT.	M	WHITE		S/S/H	
CHECK ONE	CHECK ONE	BADGE / ID#	POST ASSIGNMENT	ID NUMBER					
<input type="checkbox"/> VICTIM	<input type="checkbox"/> STAFF	31698	SERT	P21190					
<input type="checkbox"/> SUSPECT	<input type="checkbox"/> VISITOR	DESCRIPTION OF INJURIES							
<input checked="" type="checkbox"/> WITNESS	<input type="checkbox"/> OTHER:								
CHECK ALL THAT APPLY				LOCATION OF HOSPITAL / TREATMENT					
<input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED									

CRIME / INCIDENT REPORT

PART B - INVOLVED PARTIES

CDC 837-B(11/91)

PAGE 6 OF 10

INSTITUTION / FACILITY SIFERRA CONSERVATION CENTER				DATE INCIDENT 9/24/99		TIME INCIDENT 0800		INCIDENT LOG NUMBER SCC-COP-99-09-0150	
NAME (LAST, FIRST, MI)						SEX	ETHNICITY		CLASS SCORE
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input type="checkbox"/> WITNESS	CDC NUMBER	CII#	FBI#	SSN#		PV-RTC? YES NO		HOUSING ASSIGNMENT	
				DATE REC'D BY CDC		DATE REC'D BY INST.		ANTICIPATED RELEASE DATE	
COMMITMENT OFFENSES (OPTIONAL)						COUNTY OF COMMITMENT			
DESCRIPTION OF INJURIES						PRISON GANG / DISRUPTIVE GROUP (VALIDATED)			
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						LOCATION OF HOSPITAL / TREATMENT			
NAME (LAST, FIRST, MI)						SEX	ETHNICITY		CLASS SCORE
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input type="checkbox"/> WITNESS	CDC NUMBER	CII#	FBI#	SSN#		PV-RTC? YES NO		HOUSING ASSIGNMENT	
				DATE REC'D BY CDC		DATE REC'D BY INST.		ANTICIPATED RELEASE DATE	
COMMITMENT OFFENSES (OPTIONAL)						COUNTY OF COMMITMENT			
DESCRIPTION OF INJURIES						PRISON GANG / DISRUPTIVE GROUP (VALIDATED)			
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						LOCATION OF HOSPITAL / TREATMENT			
NAME (LAST, FIRST, MI)						SEX	ETHNICITY		REGULAR DAYS OFF
RAWLINSON, P.T.						M	WHITE		W/T
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> WITNESS	CHECK ONE <input type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:	BADGE / ID# 30057	POST ASSIGNMENT SERT		ID NUMBER P44858		DESCRIPTION OF INJURIES		
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						LOCATION OF HOSPITAL / TREATMENT			
NAME (LAST, FIRST, MI)						SEX	ETHNICITY		REGULAR DAYS OFF
PATE, M.R., JR						M	WHITE		M/T
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> WITNESS	CHECK ONE <input type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:	BADGE / ID# 37527	POST ASSIGNMENT SERT		ID NUMBER P37808		DESCRIPTION OF INJURIES		
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						LOCATION OF HOSPITAL / TREATMENT			
NAME (LAST, FIRST, MI)						SEX	ETHNICITY		REGULAR DAYS OFF
WHITE, D.W.						M	WHITE		UNKNOWN
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> WITNESS	CHECK ONE <input type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:	BADGE / ID# 42003	POST ASSIGNMENT SERT		ID NUMBER P04272		DESCRIPTION OF INJURIES		
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						LOCATION OF HOSPITAL / TREATMENT			

CRIME / INCIDENT REPORT

PART B - INVOLVED PARTIES

CDC 837-B(11/91)

PAGE 7 OF 10

INSTITUTION / FACILITY SIERRA CONSERVATION CENTER				DATE INCIDENT 9/24/99		TIME INCIDENT 0800		INCIDENT LOG NUMBER SCC-COP-99-09-0150			
NAME (LAST, FIRST, MI)						SEX		ETHNICITY		CLASS SCORE	
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input type="checkbox"/> WITNESS		CDC NUMBER		CII#		FBI#		SSN#		PV-RTC? YES NO	
		DATE REC'D BY CDC		DATE REC'D BY INST.		ANTICIPATED RELEASE DATE		DATE OF BIRTH		HOUSING ASSIGNMENT	
COMMITMENT OFFENSES (OPTIONAL)						COUNTY OF COMMITMENT					
DESCRIPTION OF INJURIES						PRISON GANG / DISRUPTIVE GROUP (VALIDATED)					
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						LOCATION OF HOSPITAL / TREATMENT					
NAME (LAST, FIRST, MI)						SEX		ETHNICITY		CLASS SCORE	
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input type="checkbox"/> WITNESS		CDC NUMBER		CII#		FBI#		SSN#		PV-RTC? YES NO	
		DATE REC'D BY CDC		DATE REC'D BY INST.		ANTICIPATED RELEASE DATE		DATE OF BIRTH		HOUSING ASSIGNMENT	
COMMITMENT OFFENSES (OPTIONAL)						COUNTY OF COMMITMENT					
DESCRIPTION OF INJURIES						PRISON GANG / DISRUPTIVE GROUP (VALIDATED)					
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						LOCATION OF HOSPITAL / TREATMENT					
NAME (LAST, FIRST, MI)						SEX		ETHNICITY		REGULAR DAYS OFF	
SILVEIRA, F.M.						M		WHITE		F/S	
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> WITNESS		CHECK ONE <input type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:		BADGE / ID# 36117		POST ASSIGNMENT SERT		ID NUMBER P37884			
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						LOCATION OF HOSPITAL / TREATMENT					
NAME (LAST, FIRST, MI)						SEX		ETHNICITY		REGULAR DAYS OFF	
SHARKEY, R.S.						M		WHITE		T/W	
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> WITNESS		CHECK ONE <input type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:		BADGE / ID# 52334		POST ASSIGNMENT SERT		ID NUMBER P04446			
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						LOCATION OF HOSPITAL / TREATMENT					
NAME (LAST, FIRST, MI)						SEX		ETHNICITY		REGULAR DAYS OFF	
HICKEY, R.A.						M		WHITE		F/S	
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> WITNESS		CHECK ONE <input type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:		BADGE / ID# 36923		POST ASSIGNMENT SERT		ID NUMBER P37916			
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						LOCATION OF HOSPITAL / TREATMENT					

CRIME / INCIDENT REPORT

PART B - INVOLVED PARTIES

CDC 837-B(11/91)

PAGE 8 OF 10

INSTITUTION / FACILITY SIERRA CONSERVATION CENTER	DATE INCIDENT 9/24/99	TIME INCIDENT 0800	INCIDENT LOG NUMBER SCC-COP-99-09-0150
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NAME (LAST, FIRST, MI)	SEX	ETHNICITY	CLASS SCORE
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CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input type="checkbox"/> WITNESS	CDC NUMBER DATE REC'D BY CDC	CI# DATE REC'D BY INST.	FBI# ANTICIPATED RELEASE DATE	SSN# DATE OF BIRTH	PV-RTC? YES NO HOUSING ASSIGNMENT
COMMITMENT OFFENSES (OPTIONAL)				COUNTY OF COMMITMENT	

DESCRIPTION OF INJURIES	PRISON GANG / DISRUPTIVE GROUP (VALIDATED)
-------------------------	--

CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED	LOCATION OF HOSPITAL / TREATMENT
NAME (LAST, FIRST, MI)	SEX ETHNICITY CLASS SCORE

CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input type="checkbox"/> WITNESS	CDC NUMBER DATE REC'D BY CDC	CI# DATE REC'D BY INST.	FBI# ANTICIPATED RELEASE DATE	SSN# DATE OF BIRTH	PV-RTC? YES NO HOUSING ASSIGNMENT
COMMITMENT OFFENSES (OPTIONAL)				COUNTY OF COMMITMENT	

DESCRIPTION OF INJURIES	PRISON GANG / DISRUPTIVE GROUP (VALIDATED)
-------------------------	--

CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED	LOCATION OF HOSPITAL / TREATMENT
--	----------------------------------

NAME (LAST, FIRST, MI) MCCLURE, D.S.	TITLE CORR. SERGEANT	SEX M	ETHNICITY WHITE	REGULAR DAYS OFF F/S
--	--------------------------------	-----------------	---------------------------	--------------------------------

CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> WITNESS	CHECK ONE <input type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:	BADGE / ID# 45756	POST ASSIGNMENT SERT	ID NUMBER P52832
DESCRIPTION OF INJURIES				

CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED	LOCATION OF HOSPITAL / TREATMENT
--	----------------------------------

NAME (LAST, FIRST, MI) WATSON, T.L.	TITLE CORR. OFFICER	SEX M	ETHNICITY WHITE	REGULAR DAYS OFF W/T
---	-------------------------------	-----------------	---------------------------	--------------------------------

CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> WITNESS	CHECK ONE <input type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:	BADGE / ID# 51753	POST ASSIGNMENT SERT	ID NUMBER P04384
DESCRIPTION OF INJURIES				

CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED	LOCATION OF HOSPITAL / TREATMENT
--	----------------------------------

NAME (LAST, FIRST, MI) FISH, D.N.	TITLE CORR. OFFICER	SEX M	ETHNICITY WHITE	REGULAR DAYS OFF M/T
---	-------------------------------	-----------------	---------------------------	--------------------------------

CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> WITNESS	CHECK ONE <input type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:	BADGE / ID# 48852	POST ASSIGNMENT SERT	ID NUMBER P04332
DESCRIPTION OF INJURIES				

CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED	LOCATION OF HOSPITAL / TREATMENT
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CRIME / INCIDENT REPORT

PART B - INVOLVED PARTIES

CDC 837-B(11/91)

PAGE 9 OF 10

INSTITUTION / FACILITY SIERRA CONSERVATION CENTER		DATE INCIDENT 09/24/99		TIME INCIDENT 0800	INCIDENT LOG NUMBER SCC-COP-99-09-0150	
NAME (LAST, FIRST, MI)				SEX	ETHNICITY	CLASS SCORE
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input type="checkbox"/> WITNESS	CDC NUMBER DATE REC'D BY CDC	CII# DATE REC'D BY INST.	FBI# ANTICIPATED RELEASE DATE	SSN# DATE OF BIRTH	PV-RTC? YES NO HOUSING ASSIGNMENT	
COMMITMENT OFFENSES (OPTIONAL)				COUNTY OF COMMITMENT		
DESCRIPTION OF INJURIES				PRISON GANG / DISRUPTIVE GROUP (VALIDATED)		
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED				LOCATION OF HOSPITAL / TREATMENT		
NAME (LAST, FIRST, MI)				SEX	ETHNICITY	CLASS SCORE
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input type="checkbox"/> WITNESS	CDC NUMBER DATE REC'D BY CDC	CII# DATE REC'D BY INST.	FBI# ANTICIPATED RELEASE DATE	SSN# DATE OF BIRTH	PV-RTC? YES NO HOUSING ASSIGNMENT	
COMMITMENT OFFENSES (OPTIONAL)				COUNTY OF COMMITMENT		
DESCRIPTION OF INJURIES				PRISON GANG / DISRUPTIVE GROUP (VALIDATED)		
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED				LOCATION OF HOSPITAL / TREATMENT		
NAME (LAST, FIRST, MI)				SEX	ETHNICITY	REGULAR DAYS OFF
TITLE HICKEY, C.L.				M	WHITE	T/F
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> WITNESS	CHECK ONE <input type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:	BADGE / ID# 49713	POST ASSIGNMENT SERT	ID NUMBER		
DESCRIPTION OF INJURIES						
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED				LOCATION OF HOSPITAL / TREATMENT		
NAME (LAST, FIRST, MI)				SEX	ETHNICITY	REGULAR DAYS OFF
TITLE PRDROSO, J.F.				M	HISPANIC	M/T
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> WITNESS	CHECK ONE <input type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:	BADGE / ID# 38440	POST ASSIGNMENT SERT	ID NUMBER P52830		
DESCRIPTION OF INJURIES						
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED				LOCATION OF HOSPITAL / TREATMENT		
NAME (LAST, FIRST, MI)				SEX	ETHNICITY	REGULAR DAYS OFF
TITLE POPKE, E.J.				M	WHITE	S/S/H
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> WITNESS	CHECK ONE <input type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:	BADGE / ID# 12056	POST ASSIGNMENT IDL	ID NUMBER P44842		
DESCRIPTION OF INJURIES						
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED				LOCATION OF HOSPITAL / TREATMENT		

CRIME / INCIDENT REPORT

PART B - INVOLVED PARTIES

CDC 837-B(11/91)

PAGE 10 OF 10

INSTITUTION / FACILITY SIERRA CONSERVATION CENTER				DATE INCIDENT 09/24/99		TIME INCIDENT 0800		INCIDENT LOG NUMBER SCC-COP-99-09-0150	
NAME (LAST, FIRST, MI)						SEX	ETHNICITY		CLASS SCORE
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input type="checkbox"/> WITNESS	CDC NUMBER	CII#	FBI#	SSN#	PV-RTC? YES NO				
	DATE REC'D BY CDC	DATE REC'D BY INST.	ANTICIPATED RELEASE DATE	DATE OF BIRTH	HOUSING ASSIGNMENT				
COMMITMENT OFFENSES (OPTIONAL)						COUNTY OF COMMITMENT			
DESCRIPTION OF INJURIES						PRISON GANG / DISRUPTIVE GROUP (VALIDATED)			
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						LOCATION OF HOSPITAL / TREATMENT			
NAME (LAST, FIRST, MI)						SEX	ETHNICITY		CLASS SCORE
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input type="checkbox"/> WITNESS	CDC NUMBER	CII#	FBI#	SSN#	PV-RTC? YES NO				
	DATE REC'D BY CDC	DATE REC'D BY INST.	ANTICIPATED RELEASE DATE	DATE OF BIRTH	HOUSING ASSIGNMENT				
COMMITMENT OFFENSES (OPTIONAL)						COUNTY OF COMMITMENT			
DESCRIPTION OF INJURIES						PRISON GANG / DISRUPTIVE GROUP (VALIDATED)			
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						LOCATION OF HOSPITAL / TREATMENT			
NAME (LAST, FIRST, MI)						SEX	ETHNICITY		REGULAR DAYS OFF
DENNIS, A.A.						TITLE CORR. OFFICER		M	WHITE
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> WITNESS	CHECK ONE <input type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:	BADGE / ID# 45052	POST ASSIGNMENT SERT	ID NUMBER P21138					
DESCRIPTION OF INJURIES									
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						LOCATION OF HOSPITAL / TREATMENT			
NAME (LAST, FIRST, MI)						SEX	ETHNICITY		REGULAR DAYS OFF
DENNIS, A.M.						TITLE CORR. OFFICER		M	WHITE
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> WITNESS	CHECK ONE <input type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:	BADGE / ID# 45551	POST ASSIGNMENT SERT	ID NUMBER P52879					
DESCRIPTION OF INJURIES									
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						LOCATION OF HOSPITAL / TREATMENT			
NAME (LAST, FIRST, MI)						SEX	ETHNICITY		REGULAR DAYS OFF
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input type="checkbox"/> WITNESS						CHECK ONE <input type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:		BADGE / ID#	POST ASSIGNMENT
DESCRIPTION OF INJURIES									
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						LOCATION OF HOSPITAL / TREATMENT			

CURTIS, JILL S.		49211/P04457	Incident Log # SCC-COP-99-09-0150
Length of Service	Post Description	Incident Time	Report Date
5 YRS 5 MO	I.S.U.	0800 HOURS	09/24/99
RDO	Duty Hours	Incident Location	
S/S/H	0730-1600	Inmate Day Labor work area	

Description of Incident/Crime			CCR Section/Rule	
IDL / ECOLOGY AREA SEARCH				
Your Role	Witnesses (preface S-Staff, V-Visitor, O-Other)		Inmates Involved (preface S-Suspect, V-Victim, W-Witness)	
<input checked="" type="checkbox"/> Primary <input type="checkbox"/> Responder <input type="checkbox"/> Witness <input type="checkbox"/> Victim <input checked="" type="checkbox"/> Camera				
Force Used by You	Less Lethal	Lethal Weapons	Number of Rounds Fired	Force Observed by You
<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input checked="" type="checkbox"/> None	<input type="checkbox"/> 37mm <input type="checkbox"/> Baton N/A <input type="checkbox"/> OC <input type="checkbox"/> Other:	<input type="checkbox"/> Mini-14 <input type="checkbox"/> Shotgun N/A <input type="checkbox"/> Handgun <input type="checkbox"/> Other	<input type="checkbox"/> <input type="checkbox"/> N/A <input type="checkbox"/>	<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input checked="" type="checkbox"/> None

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input checked="" type="checkbox"/> Yes	One (1) VHS video tape, twelve (12) Polaroid photos	Evidence vault	<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input type="checkbox"/> No			<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	SCIF 3301/3067 Completed
<input type="checkbox"/> Yes	N/A	N/A	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No			<input checked="" type="checkbox"/> No

Narrative:

On Friday, September 24, 1999, at approximately 0800 hours, I was instructed to report to the Inmate Day Labor (IDL) work site and search the area. I was instructed to assist in video taping an inmate-manufactured weight room and a free staff office. I then reported to the upper level courtyard where several Konex Boxes were located and videotaped the contents of each box, utilizing the institutional Sony Steady Shot hand held video camera. I then videotaped three (3) Konex Boxes and the contents, located near the IDL supervisor's trailer. I then reported behind the Ecology area and exposed (2) two Polaroid photos of free weights found in a Konex Box, utilizing the institutional Polaroid Spectra AF Instant Camera. I then returned to the Ecology Office and exposed two (2) Polaroid photos of several radios, a fan, an iron and other miscellaneous items. I entered the Ecology Custody Office and exposed four (4) Polaroid photos of various tools, spray paint cans, and flammable liquids which were located in the Custody Office in a tool box and locker.

Reporting Staff's Signature	Date
<i>J. Curtis</i>	09/24/99
Reviewer's Signature	Approved
<i>W. Stein</i> <i>AW</i>	<input checked="" type="checkbox"/>
Clarification Needed	Date
<input type="checkbox"/>	9-28-99

(Print in ink or employees can personally type or complete this form on a computer)
 (At no time will this form be completed by anyone other than the reporting employee)

Supplement to the Crime/Incident Report (CDC Form 837)

Page: 2 of 2

Officer's First Name Initial	Badge #	Incident Log
CURTIS, JILL S.	49211/P04457	SCC-COP-99-09-0150

<input checked="" type="checkbox"/> Continuation of Report	<input type="checkbox"/> Additional Information	<input type="checkbox"/> Clarification Request
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Narrative:

I then reported to the tool check out office, where I exposed two (2) Polaroid photos of cigarette packages and miscellaneous personal property located in a toolbox belonging to an inmate worker. I then videotaped various areas, buildings and contraband that was found during the search of the IDL work site. At approximately 12 hours, I was instructed to return to the office and begin writing my report.

Reporting Staff's Signature	Date		
<i>J. Curtis</i>	09/24/99		
Reviewer's Signature	Approved	Clarification Needed	Date
	<input type="checkbox"/>	<input type="checkbox"/>	

Last Name, First Name Initial		Badge #	Incident Log #
Mills, Robert		12177	SCC-COP-99-09-0150
Length of Service	Post Description	Incident Time	Report Date
15 yrs., 4 mos.	ISU Sergeant	0800 hrs.	09-24-99
RDO's	Duty Hours	Incident Location	
S/S/H	0730-1600	Inmate Day Labor Project Site	

Description of Incident/Crime			CCR Section/Rule	
Area Search of Inmate Day Labor Project Site				
Your Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)		
<input type="checkbox"/> Primary <input checked="" type="checkbox"/> Responder <input type="checkbox"/> Witness <input type="checkbox"/> Victim <input type="checkbox"/> Camera	(S) C/O S. Lay (O) S. Padgett (O) Ken Kusler (O) Alan Neff (O) Keith Ramos			
Force Used by You	Less Lethal	Lethal Weapons	Number of Rounds Fired	Force Observed by You
<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input checked="" type="checkbox"/> None	<input type="checkbox"/> 37mm <input type="checkbox"/> Baton <input type="checkbox"/> OC <input checked="" type="checkbox"/> Other: N/A	<input type="checkbox"/> Mini-14 <input type="checkbox"/> Shotgun <input type="checkbox"/> Handgun <input checked="" type="checkbox"/> Other: N/A	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/> N/A	<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input checked="" type="checkbox"/> None


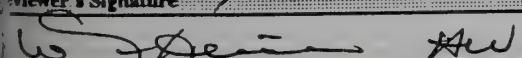
Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	One Southwestern Steel Key	Evidence Vault	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	SCIF 3301/3067 Completed
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	N/A	N/A	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

On Friday, September 24, 1999, at approximately 0800 hours, I instructed Security Squad Officer S. Lay to videotape the Inmate Day Labor (IDL) office prior to its search. I informed IDL Supervisor Ken Kusler that Officer Lay and I would be searching all areas of the office and requested that he allow us to search his desk and files. Kusler consented and his office was searched. Numerous non-inventoried computer disks, whistles, padlocks, keys and small tools were discovered.

At approximately 0830 hours, Officer Lay and I contacted IDL employee Alan Neff who consented to a search of his desk and files. Numerous non-inventoried computer disks and small tools were discovered.


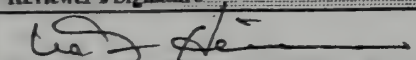
At approximately 0905 hours, I contacted IDL employee Keith Ramos who was assigned temporarily to a project at IDL and obtained his consent to search his desk and files. Upon searching his office area, Officer Lay and I discovered numerous non-inventoried computer disks, hand tools, and other items. See itemized list of articles discovered in Officer Lay's CDC 837C. Also discovered was a blank Southwestern Steel Company key (Folger Adams type key) laying on the window sill next to his desk, readily accessible to inmate workers in the IDL office. I seized the key and later placed into the SCC Evidence Vault.

Reporting Staff's Signature	Date	
	09-24-99	
Reviewer's Signature	Approved	Clarification Needed
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
		Date
		9-28-99

Last Name, First Name Initial	Badge #	Incident Log
Mills, Robert	12177	SCC-COP-99-09-0150

<input checked="" type="checkbox"/> Continuation of Report	<input type="checkbox"/> Additional Information	<input type="checkbox"/> Clarification Request
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At approximately 0925 hours, I contacted IDL employee Steve Padgett who consented to a search of his desk & files. A small amount of non-inventoried hand tools were discovered.

Reporting Staff's Signature			Date
			09-24-99
Reviewer's Signature	Approved	Clarification Needed	Date
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	9-28-99

(Print in ink or employees can personally type or complete this form on a computer)
(At no time will this form be completed by anyone other than the reporting employee)

Officer Name Initials		Badge #	Incident Log #
KIRKLAND, RODNEY		31127/P44864	SCC-COP-99-09-0150
Length of Service	Post Description	Incident Time	Report Date
14YRS/ 1MOS	Security Squad Sergeant	0800	9/24/99
RDO #	Duty Hours	Incident Location	
S/S	0730-1600	Inmate Day Labor / Out Grounds	

Description of Incident/Crime			CCR Section/Rule	
Inmate Day Labor / Ecology Search			N/A	
Your Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)		
<input checked="" type="checkbox"/> Primary <input type="checkbox"/> Responder <input type="checkbox"/> Witness <input type="checkbox"/> Victim <input type="checkbox"/> Camera	(O) B. Lee (O) Johnson (O) Danielson (S) J. Frohreich (S) Stevens	Casual Labor / IDL Casual Labor / IDL Casual Labor / IDL Correctional Officer Fire Chief	(S) WILLIAMS (S) ANDERSON (S) FOSTER (S) WOOLEN	K19993 P31302 J40761 P22985
Force Used by You	Less Lethal	Lethal Weapons	Number of Rounds Fired	Force Observed by You
<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input checked="" type="checkbox"/> None	<input type="checkbox"/> 37mm <input type="checkbox"/> Baton <input type="checkbox"/> OC <input checked="" type="checkbox"/> Other N/A	<input type="checkbox"/> Mini-14 <input type="checkbox"/> Shotgun <input type="checkbox"/> Handgun <input checked="" type="checkbox"/> Other N/A	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/> N/A	<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input checked="" type="checkbox"/> None

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Cad-Thermo-Weld 9-(90); 13-(150); 36-(200)	Fire Chief Stevens secured In the Haz-Mat Safe.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	SCIF 3301/3067 Completed
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	NONE NONE	N/A N/A	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Narrative:

On Friday September 24, 1999, at approximately 0800 hours I took part in a search of the Inmate Day Labor construction site and Ecology work site. At approximately 0820 hours Officer Frohreich and I summoned Mr. Lee, Mr. Johnson and Mr. Danielson to their office trailer located west end of the project site, near the sewage ponds. At approximately 0830 all three Casual Labor work supervisors arrived and I informed them of the search. At 0835 I searched the desk utilized by Mr. Johnson, with only minor discrepancies, two pairs of scissors that were not scribed or inventoried and loose change. I advised Mr. Johnson to remove the money from his desk, to scribe the scissors, and account for them on a office inventory sheet. Mr. Johnson opened his personal brief case for inspection, which proved negative for contraband.

At approximately 0848 hours I searched the desk utilized by Mr. Lee and Danielson, with two minor discrepancies. There was one pair of scissors scribed, however, no office inventory accountability, and an empty old brief case that was believed to have been left by a prior contractor. At approximately 0900 hours I inspected a lunch box belonging to Mr. Danielson, with negative results for any contraband.

During the search of the common unsecured areas of the office, Officer Frohreich and I discovered (5) five cans of Sixteen ounce, flammable, toxic, PVC, Gray Touch up Compound, Two (2) cans of flammable Spray paint, and One hundred Sixteen full, partial, and empty tubes of Cad-Thermo-Weld.

Reporting Staff Signature			Date
R.L. KIRKLAND <i>[Signature]</i>			9/24/1999
Reviewer's Signature	Approved	Clarification Needed	Date
<i>[Signature]</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	9-28-99

Officer Name	Incident No.
R.L. Kirkland	31127/P44864
	SCC-COP-99-09-0150

<input checked="" type="checkbox"/> Continuation of Report	<input type="checkbox"/> Additional Information	<input type="checkbox"/> Clarification Request
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Narrative:

I asked Mr. Johnson if there was an inventory for the Cad-Thermo-Weld and he explained he kept the empties the box with the full ones and could account for the items by comparison to his purchase orders. I informed Mr. Johnson I would be confiscating the flammables and Cad-Thermo-Weld to the main office and a decision would be made there as to the storage and use of these items. Officer Frohreich and I inventoried the Cad-Thermo-Weld as follows;


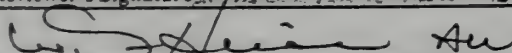
1. Nineteen (19) empty size 90P tubes
2. Nine (9) full size 90P tubes
3. Thirty four (34) empty size 150P tubes
4. Two (2) full size 150P tubes
5. One (1) partial size 150P tube
6. One unopened box of Ten (10) size 150P tubes
7. Six (6) full size 200P tubes
8. Five (5) empty size 200P tubes
9. Three (3) unopened boxes of Ten (10) size 200P tubes.

It would be reasonable to assume by the method of inventory utilized by IDL that there are Two (2) size 90P, Three (3) size 150P, and Nine (9) size 200P Cad-Thermo-Weld tubes that are not accounted for. Fire Chief Stevens was summoned to examine the Cad-Thermo-Weld and assumed possession of the items for storage in the Hazardous Materials Safe.

At approximately 1300 hours I received two (2) positive urine samples taken by Correctional Officer K. Davis. These samples were obtained from Inmates FOSTER J40761 and WOOLEN P22985 utilizing the On-Trac Roc instant cup presumptive test method. WOOLEN'S test indicated a positive result for "THC" a common ingredient found in Marijuana. FOSTER'S test indicated a positive result for Amphetamine. Both test were processed in evidence for testing by National Toxicology, Bakersfield. A CDC 115 was prepared, however, will not be issued until results from National Toxicology are received.

At approximately 1500 hours I investigated the discovery of numerous packs of "Main Street" cigarettes discovered in the IDL toolbox utilized by Inmate WILLIAMS K19993. I have determined that WILLIAMS bought these cigarettes from the Main Canteen at Fifty cents a pack. WILLIAMS said he takes the cigarettes to work, however, is not allowed to bring them back through the back gate area, so he leaves them in his toolbox. I confirmed that SCC Canteen sells this brand of cigarettes and WILLIAMS regularly draws from canteen.

At approximately 1530 hours I investigated what was believed to be an ATM withdrawal slip found in the locker of Inmate ANDERSON P31302. This slip is a bank transaction record for Six Hundred dollars that was withdrawn from ANDERSON'S Disabled Veterans bank account and deposited into his SCC Trust account on 8/13/99. He receives the transaction receipt through the mail when his funds are sent to the trust office.

Reporting Staff's Signature	Date		
R.L. Kirkland 	9/24/99		
Reviewer's Signature	Approved	Clarification Needed	Date
 AW	<input checked="" type="checkbox"/>	<input type="checkbox"/>	9-28-99

Last Name, First Name Initial LAY, STEVEN C.		Badge # 31129/P37870	Incident Log # SCC-COP-99-09-0150
Length of Service 14 years/2 mos.	Post Description SECURITY SQUAD	Incident Time 0800 hours	Report Date 09-24-99
RDO's S/S/H	Duty Hours 0730-1600	Incident Location Inmate Day Labor Sewer Project	

Description of Incident/Crime	CCR Section/Rule
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Your Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)		
<input checked="" type="checkbox"/> Primary <input type="checkbox"/> Responder <input type="checkbox"/> Witness <input type="checkbox"/> Victim <input checked="" type="checkbox"/> Camera	(S) B. Mills			
Force Used by You	Less Lethal	Lethal Weapons	Number of Rounds Fired	Force Observed by You
<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input checked="" type="checkbox"/> None	<input type="checkbox"/> 37mm <input type="checkbox"/> Baton <input type="checkbox"/> OC <input checked="" type="checkbox"/> Other: N/A	<input type="checkbox"/> Mini-14 <input type="checkbox"/> Shotgun <input type="checkbox"/> Handgun <input checked="" type="checkbox"/> Other: N/A	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/> N/A	<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input checked="" type="checkbox"/> None

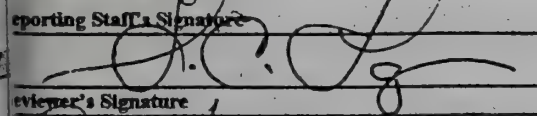
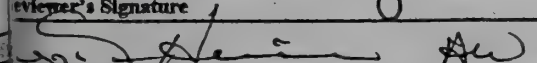
Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	(4) Polaroid Photos N/A	Evidence N/A	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	SCIF 3301/3067 Completed
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	N/A	N/A	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

On Friday, September 24, 1999 at approximately 0800, I participated in a security search of the Inmate Day Labor (IDL) offices and outlying areas. I began by video taping the entrance and inside area of the IDL main office occupied by the IDL supervisors. Sergeant Mills and myself then made contact with Ken Kusler IDL Supervisor, and explained to him that we would like to search his office and desk area and he gave his consent. We found numerous floppy disks without inventory in his desk drawer, as well as tools that did not have proper identifying marks and were not inventoried. We also discovered several locks and keys in an unlocked bottom drawer.

Sergeant Mills and myself then approached Mr. A. Neff and requested to search his desk and office area and he gave his permission. We found several tools in Mr. Neff's desk drawer without inventory or accountability, as well as several floppy disks that did not have an inventory.

Sergeant Mills then phoned Utility Shop Supervisor Keith Ramos at Deuel Vocational Institution and requested to search his desk and he relinquished his permission. Inside Mr. Ramos desk we found, and made (3) Polaroid photos of the following items:

Reporting Staff's Signature 	Date 09-24-99
Reviewer's Signature 	Approved <input checked="" type="checkbox"/> Clarification Needed <input type="checkbox"/> Date 9-28-99

Supplement to the Crime/Incident Report (CDC Form 837)

Page: 2 of

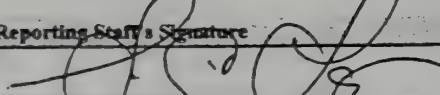
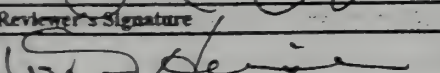
Last Name, First Name Initial LAY, STEVEN C.	Badge # 31129/P37870	Incident Log SCC-COP-99-09-0150
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<input type="checkbox"/> Continuation of Report	<input checked="" type="checkbox"/> Additional Information	<input type="checkbox"/> Clarification Request
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1. A 1.44 floppy disk with Mr. Ramos home phone number as well as his Social Security Number, home address and entire work history.
 2. (18) Master locks with keys in an unlocked desk drawer.
 3. Approximately (100) brass chits resembling staff chits.
 4. A magazine with Keith Ramos home address, city and zip code.
 5. A blank Folger Adams key found on his window sill in plain sight of inmates.
 6. (2) screw drivers (un-inventoried).
 7. (1) pr. Scissors.
 8. (1) Vehicle key.
 9. (14) Un-identified keys.
 10. A staff whistle.
 11. A Torque Wrench (un-inventoried)
- I placed the three photos into evidence per SCC guidelines

While searching the electrical transformer room adjacent to the IDL office, I discovered an unlocked cabinet with easy inmate access. Inside the cabinet were the following hazardous/ flammable items:

1. (5) 15 oz. Cans of electrical coating (marked extremely flammable).
 2. (5) 32 oz. Cans of PVC cement.
 3. (7) 32 oz. Cans of Solvent cement.
 4. (1) Can of spray silicone (marked extremely flammable).
 5. (1) 17 oz. Can of spray paint.
 6. (1) 15 oz. Can of marking paint.
- I exposed (1) Polaroid photograph of these items and placed this photo into evidence per SCC guidelines.

Reporting Staff's Signature 	Date 09-24-99	
Reviewer's Signature  AW	Approved <input checked="" type="checkbox"/>	Clarification Needed <input type="checkbox"/>
		Date 9-28-99

(Print in ink or employees can personally type or complete this form on a computer)

FROHREICH, JEFFERY S		44462/P52919	Incident Log # SCC-COP-99-09-0150
Length of Service 9 YEARS	Post Description SECURITY SQUAD	Incident Time 0800 hours	Report Date 09-24-99
RDO #	Duty Hours 0730-1600	Incident Location Inmate Day Labor	

Description of Incident/Crime IDL/ECOLOGY SEARCH			CCR Section/Rule	
Your Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)		
<input checked="" type="checkbox"/> Primary <input type="checkbox"/> Responder <input type="checkbox"/> Witness <input type="checkbox"/> Victim <input type="checkbox"/> Camera	Sgt R. Kirkland (s) IDL Staff Johnson Lee Danielson			
Force Used by You	Less Lethal	Lethal Weapons	Number of Rounds Fired	Force Observed by You
<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input checked="" type="checkbox"/> None	<input type="checkbox"/> 37mm <input type="checkbox"/> Baton <input type="checkbox"/> OC <input type="checkbox"/> Other:	<input type="checkbox"/> Mini-14 <input type="checkbox"/> Shotgun <input type="checkbox"/> Handgun <input type="checkbox"/> Other	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/> N/A	<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input checked="" type="checkbox"/> None

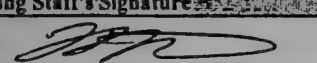
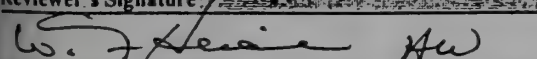
Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Three (3) Photographs	SCC Evidence Vault	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	SCIF 3301/3067 Completed
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	N/A	N/A	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Narrative:

On Friday, September 24, 1999, I assisted Correctional Sergeant R. Kirkland in the search of several buildings in the Inmate Day Labor (IDL) work site. The first building we searched was the office of Supervisor Johnson, Danielson and Lee. I video taped the office prior to the search. We began the search of Supervisor Johnson's desk at approximately 0835 hours and ended at approximately 0847 hours. There were no discrepancies noted in Johnson's desk. However there was a box with 5 cans of highly flammable PVC Touch Up Compound inside. We began the search of Supervisor Danielson's desk at approximately 0848 hours and the search ended at approximately 0900 hours. There were no discrepancies noted in Danielson's desk. We continued a search of the entire office and recovered two (2) cans of highly flammable paint, and numerous containers of Cad Thermoweld material. The amount of Cad Thermoweld found was as follows;

1. Thirty Four (34) empty tubes, size 150P
2. Two (2) full tubes, size 150P
3. One (1) partial tube, size 150P
4. One unopened box of ten (10) tubes, size 150P
5. Nineteen (19) empty tubes, size 90P

Reporting Staff's Signature	Date
	9-24-99
Reviewer's Signature	Approved
 W. J. Lewis	<input checked="" type="checkbox"/>
Clarification Needed	Date
<input type="checkbox"/>	9-28-99

(Print in ink or employees can personally type or complete this form on a computer)
 (At no time will this form be completed by anyone other than the reporting employee)

NAME OF REPORTING OFFICER	INCIDENT NUMBER	INCIDENT LOG
FROHREICH, JEFFERY, S	44462/P52919	SCC-COP-99-09-0150

<input checked="" type="checkbox"/> Continuation of Report	<input type="checkbox"/> Additional Information	<input type="checkbox"/> Clarification Request
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Narrative:

6. Nine (9) full tubes, size 90P
7. Six (6) full tubes, size 200P
8. Five (5) empty tubes, size 200P
9. Three (3) unopened boxes of ten (10) tubes, size 200P

The Cad Thermoweld materials, PVC compounds and paint was removed and taken to the main IDL office where it was examined by the Fire Chief. I exposed Three (3) Polaroid photographs of the materials. The photographs are as follows;

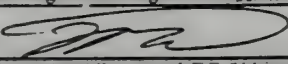
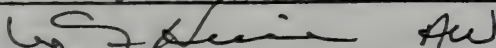
Photograph #1 Depicts the Cad Thermoweld, PVC compound and the paint.

Photograph #2. Depicts the Cad Thermoweld, PVC compound and the paint.

Photograph #3 Depicts the Cad Thermoweld and PVC compound.

Upon completion of the search of the supervisors' office I searched several other buildings in the IDL work site.

I marked the photographs with the date, time and my initials and placed them in a manila envelope with a VOS 3 99 Evidence card attached and placed them into the SCC Evidence Vault.

Reporting Staff's Signature	Date		
	9-24-99		
Reviewer's Signature	Approved	Clarification Needed	Date
 AW	<input checked="" type="checkbox"/>	<input type="checkbox"/>	9-28-99

(Print in ink or employees can personally type or complete this form on a computer)
(At no time will this form be completed by anyone other than the reporting employee)

Officer Name, First Name Initial	Badge #	Incident Date	Incident Log #
DETLEY KEITH C.	13518	9-24-99	SCC-COP-99-09-0150
Length of Service	Post Description	Incident Time	Report Date
4 YEARS 7 MONTHS	SEARCH TEAM LEADER	0800	9-24-99
On	Duty Hours	Incident Location	
W/TH	0630-1430	INMATE DAY LABOR WORK SITE	

Description of Incident/Crime	CCR Section/Rule

Officer Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)
Primary		
Responder		
Witness		
Victim		
Camera		

Force Used by You	Less Lethal Weapons	Lethal Weapons	Number of Rounds Fired	Force Observed by You
Lethal	<input type="checkbox"/> 37mm	<input type="checkbox"/> Mini-14	<input type="checkbox"/>	<input type="checkbox"/> Lethal
Less Lethal	<input type="checkbox"/> Baton	<input type="checkbox"/> Shotgun	<input type="checkbox"/>	<input type="checkbox"/> Less Lethal
Physical	<input type="checkbox"/> OC	<input type="checkbox"/> Handgun	<input type="checkbox"/>	<input type="checkbox"/> Physical
None	<input type="checkbox"/> Other:	<input type="checkbox"/> Other	<input type="checkbox"/>	<input checked="" type="checkbox"/> None

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
No			<input type="checkbox"/> No	<input type="checkbox"/> No

Working Staff Injured	Description of Injury	Location Treated	Bodily Fluid Exposure	SCIF 3301/3067 Completed
Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
No			<input type="checkbox"/> No	<input type="checkbox"/> No

On Friday, September 24, 1999, at approximately 0800 hours I was the SEARCH TEAM LEADER FOR THE INMATE DAY LABOR SEARCH. I ORGANIZED TWO SEPERATE SEARCH TEAMS TO SEARCH INMATE DAY LABOR WORK SITE AND SURROUNDING AREAS. DURING THIS SEARCH A WEIGHT ROOM WAS DISCOVERED AND CONFISCATE. THERE WERE TOOLS, plot plans METAL STOCK THAT WAS UNSECURED. THESE ITEMS WERE SECURED IN their proper storage AREAS.

Working Staff's Signature	Date		
	9-24-99		
Officer's Signature	Approved	Classification Needed	Date
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	9-28-99

Officer Name: First Name Initial	Badge #	Incident Date	Incident Log #
CALHOUN KENNY D	30856	9-24-99	SCC COPS-99-09-050
Length of Service	Post Description	Incident Time	Report Date
14 yrs	TWOVOLUME UNIT SGT	0800	9-24-99
IO#	Duty Hours	Incident Location	
TH/FRI	1430-2200	INMATE DAY LABOR WORK SITE	

Description of Incident/Crime		CCR Section/Rule	
SEARCH OF INMATE DAY LABOR WORK SITE		N/A	
Officer Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)	
Primary Responder	(S) K. Petrey	N/A	
Witness			
Victim			
Camera			
Force Used by You	Less Lethal Weapons	Lethal Weapons	Number of Rounds Fired
Lethal	<input type="checkbox"/> 37mm	<input type="checkbox"/> Mini-14	<input type="checkbox"/>
Less Lethal	<input type="checkbox"/> Baton	<input type="checkbox"/> Shotgun	<input type="checkbox"/>
Physical	<input type="checkbox"/> OC	<input type="checkbox"/> Handgun	<input type="checkbox"/>
None	<input type="checkbox"/> Other: N/A	<input type="checkbox"/> Other: N/A	<input type="checkbox"/>
			Force Observed by You
			<input type="checkbox"/> Lethal
			<input type="checkbox"/> Less Lethal
			<input type="checkbox"/> Physical
			<input checked="" type="checkbox"/> None

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
No	N/A	N/A	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Working Staff Injured	Description of Injury	Location Treated	Bodily Fluid Exposure	SCIF 3301/3067 Completed
Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
No	N/A		<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Reporting Staff Signature		Date
K. Calhoun		9-24-99
Officer's Signature	Approved	Clarification Needed
[Signature]	<input checked="" type="checkbox"/>	<input type="checkbox"/>
		Date
		9-24-99

Officer Name: First Name Initial	Badge #	Incident Date	Incident Log #
CALHOUN Kenny D	30856	9-24-99	SCC-COPS-99-09-0150

<input checked="" type="checkbox"/> Continuation of Report	<input type="checkbox"/> Additional Information	<input type="checkbox"/> Clarification Request
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Narrative:

Were constructed from plastic pipe, iron, steel and concrete. The weight lifting equipment was removed from the Inmate Day Labor storage building and placed at the Sierra Conservation Center's Ecology Center. The search of the IDC site was completed at approximately 1230 hours.

Reporting Staff's Signature	Date
K. Calhoun	9-24-99
Receiving Signature	Approved
[Signature]	<input checked="" type="checkbox"/>
	Clarification Needed
	<input type="checkbox"/>
	Date
	9-24-99

Officer Name: First Name Initial	Badge #	Incident Date	Incident Log #
Robinson Patrick T	30057	9 24 99	SAC-COP-99-09-0150
Length of Service	Post Description	Incident Time	Report Date
14 Years 5 months	Tuolumne Lt	0630 1430	9 24 99
DOB	Duty Hours	Incident Location	
W/ th	0630 1430	Inmate Day Labor WORK Site	

Description of Incident/Crime		CCR Section/Rule	
Search of Inmate Day Labor work site			
Officer Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)	
<input checked="" type="checkbox"/> Primary	J. Curtis (S)		
<input type="checkbox"/> Responder	_____	_____	
<input type="checkbox"/> Witness		n/a	
<input type="checkbox"/> Victim			
<input type="checkbox"/> Camera			
Force Used by You	Less Lethal Weapons	Lethal Weapons	Number of Rounds Fired
<input type="checkbox"/> Lethal	<input type="checkbox"/> 37mm	<input type="checkbox"/> Mini-14	<input type="checkbox"/>
<input type="checkbox"/> Less Lethal	<input type="checkbox"/> Baton n/a	<input type="checkbox"/> Shotgun n/a	<input type="checkbox"/> n/a
<input type="checkbox"/> Physical	<input type="checkbox"/> OC	<input type="checkbox"/> Handgun	<input type="checkbox"/>
<input type="checkbox"/> None	<input type="checkbox"/> Other:	<input type="checkbox"/> Other	<input type="checkbox"/>
			Force Observed by You
			<input type="checkbox"/> Lethal
			<input type="checkbox"/> Less Lethal
			<input type="checkbox"/> Physical
			<input checked="" type="checkbox"/> None

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input type="checkbox"/> Yes	n/a	n/a	<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No			<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	Bodily Fluid Exposure	SCIF 3301/3067 Completed
<input type="checkbox"/> Yes	n/a	n/a	<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No			<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

On Friday, September 24, 1999 at approximately 0800 hours I was placed as the search leader of a search team at Sierra Conservation Center. Our assignment was to search the Inmate Day Labor (IDL) work site and surrounding areas. The search began at the upper IDL storage yard. The search of this area produced minor amounts of contraband which was uncontrolled. The contraband discovered consists of: several inmate made lighter, unsecured gasoline and some unsecured institutional plot plans. The weights were fashioned from what

Reporting Staff's Signature	Date		
[Signature]	9 24 99		
Officer's Signature	Approved	Clarification Needed	Date
[Signature]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	9-24-99

Officer Name: Patrick T. Rowlinson	Badge: 30057	Incident Date: 9-24-99	Incident Log #: SCC-99-09-0150
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<input checked="" type="checkbox"/> Continuation of Report	<input type="checkbox"/> Additional Information	<input type="checkbox"/> Clarification Request
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Narrative:

appeared to be construction steel & concrete. The
 weights were collected and transported to the Ecology
 Center where they were secured within a fenced area.
 The Plot Plans were stored in a Corex Box within
 the storage area. The Corex Box was secured with a
 lock only. When the search was completed the Corex
 Box was locked.

After the search of the IDL storage yard my
 search team searched the IDL tool rooms and the
 PL Transformer Building. The results of this search
 produced just minor contraband and a loose controlled
 by inmates that contained various paints & glue.

This concluded my participation in the search of
 the IDL work site.

Not: All discrepancies within the IDL storage
 yard was video taped by investigative services
 units. Evidence officer J. Curtis

Reporting Staff Signature: <i>Patrick T. Rowlinson</i>	Date: 9-24-99
Receiver Signature: <i>R. Calhoun</i>	<input checked="" type="checkbox"/> Approved <input type="checkbox"/> Clarification Needed Date: 9-24-99

Last Name, First Name, Initial	Badge #	Incident Date	Incident Log #
Hickey, C	49713	9/24/99	SCC-COP-99-050
Length of Service	Post Description	Incident Time	Report Date
5 YEARS 1 MONTH	BUILDING 4 FLOOR	0800	9/24/99
DOs	Duty Hours	Incident Location	
THURSDAY / FRIDAY	0630 - 1430	INMATE DAY LABOR WORK SITE	

Description of Incident/Crime		CCR Section/Rule	
SEARCH of inmate DAY LABOR WORK SITE		N/A	
Officer Role	Witnesses (preface S-Staff, V-Visitor, D-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)	
Primary			
Responder	N/A	N/A	
Witness			
Victim			
Camera			
Force Used by You	Less Lethal Weapons	Lethal Weapons	Number of Rounds Fired
Lethal	<input type="checkbox"/> 37mm	<input type="checkbox"/> Mini-14	<input type="checkbox"/>
Less Lethal	<input type="checkbox"/> Baton	<input type="checkbox"/> Shotgun	<input type="checkbox"/>
Physical	<input type="checkbox"/> OC N/A	<input type="checkbox"/> Handgun N/A	<input type="checkbox"/>
None	<input type="checkbox"/> Other	<input type="checkbox"/> Other	<input type="checkbox"/>
			Force Observed by You
			<input type="checkbox"/> Lethal
			<input type="checkbox"/> Less Lethal
			<input type="checkbox"/> Physical
			<input checked="" type="checkbox"/> None

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
No	N/A	N/A	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Working Staff Injured	Description of Injury	Location Treated	Bodily Fluid Exposure	SCIF 33013067 Completed
Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
No	N/A	N/A	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

On SEPTEMBER 24, 1999, AT APPROXIMATELY 0800 HOURS I WAS ASSED ON A SEARCH TEAM AT SIERRA CONSERVATION CENTER TO CONDUCT SEARCH OF THE INMATE DAY LABOR SITE AND SURROUNDING AREAS. HELPED IN THE SEARCH OF THE UPPER STORAGE YARD. I SEARCHED UNSECURED VEHICLE, INMATE DAY LABOR VEHICLE 1474, AND FOUND BLUE PRINTS, BEHIND THE SEAT, OF THE MAIN INSTITUTION. I NOTIFIED INVESTIGATIVE SERVICE UNIT THEY VIDEO TAPED THE VEHICLE AND BLUE PRINTS AND THEN SECURED THEM BACK INTO VEHICLE 1474. FOUND NO OTHER CONTRABAND DURING THIS SEARCH. THIS COMPLETED MY INVOLVEMENT IN THIS SEARCH.

Reporting Staff's Signature	Date		
<i>[Signature]</i>	9/24/99		
Officer's Signature	Approved	Clarification Needed	Date
<i>[Signature]</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	9-24-99

Last Name, First Name Initial		Badge #	Incident Date	Incident Log #
HICKEY R.		36923	9-24-99	SCC-COP-99-0150
Length of Service	Post Description	Incident Time	Report Date	
10 yrs 4 mon	SEARCH team	0800	9-24-99	
RDO#	Duty Hour	Incident Location		
m/T	0630 - 1430	INMATE DAY LABOR		

Description of Incident/Crime		CER Section/Rule		
Search of inmate DAY LABOR work site		N/A		
Your Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)		
<input checked="" type="checkbox"/> Primary <input type="checkbox"/> Responder <input type="checkbox"/> Witness <input type="checkbox"/> Victim <input type="checkbox"/> Camera	N/A	N/A		
Force Used by You	Less Lethal Weapons	Lethal Weapons	Number of Rounds Fired	Force Observed by You
<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input checked="" type="checkbox"/> None	<input type="checkbox"/> 37mm <input type="checkbox"/> Baton <input type="checkbox"/> OC <input type="checkbox"/> Other: N/A	<input type="checkbox"/> Mini-14 <input type="checkbox"/> Shotgun <input type="checkbox"/> Handgun <input type="checkbox"/> Other	N/A	<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input checked="" type="checkbox"/> None

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	N/A		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	Body Fluid Exposure	SCIF 3301/3067 Completed
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	N/A		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Narrative:

ON Sept 24, 1999 at approximately 0800 hr.

I was placed on a search team at Sierra Conservation Center to conduct a search of the Inmate day Labor site and surrounding area.

while assigned to searching the upper storage yard area of IDL I searched the tops of all the Conex Boxes and the inside of three Conex Boxes with negative results.

Reporting Staff's Signature	Date
R. Hickey	9-24-99
Reviewer's Signature	Approved
R. Calhoun	<input checked="" type="checkbox"/>
	Clarification Needed
	<input type="checkbox"/>
	Date
	9-24-99

SIERRA CONSERVATION CENTER
P O BOX 497
5100 O'BYRNES FERRY ROAD
JAMESTOWN, CA 95327

FAX COVER SHEET

DATE: 9/28/99

TO: ID Warrants

PHONE: 916/445-6713

FAX: 916/322-4038

FROM: SCC

PHONE: (209) 984-5291

FAX: (209) 984-3607

Number of pages including cover sheet: 11

RE: Incident # SCC-COP-99-09-0150

Message:

Department of Corrections
Supplement to the Crime/Incident Report (CDC Form 837)

Page: 1 of 1

Last Name, First Name Initial	Badge #	Incident Date	Incident Log #
CANUTT F.D.	3169	SEPT 24, 1999	SCC-COP-99-09-015
Length of Service	Post Description	Incident Time	Report Date
16 YRS Trans	POST 2019 Trans Assign Lt	0800 HRS	9-24-99
RDOs	Duty Hours	Incident Location	
S/S	0630-1430	INMATE DAY LABOR WORK SITE.	

Description of Incident/Crime		CCR Section/Rule	
A SEARCH OF THE INMATE DAY LABOR WORK SITE		N/A	
Your Role:	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)	
<input checked="" type="checkbox"/> Primary	N/A	N/A	
<input type="checkbox"/> Responder			
<input type="checkbox"/> Witness			
<input type="checkbox"/> Victim			
<input type="checkbox"/> Camera			
Force Used by You	Less Lethal Weapons	Lethal Weapons	Number of Rounds Fired
<input type="checkbox"/> Lethal	<input type="checkbox"/> 37mm	<input type="checkbox"/> Mini-14	<input type="checkbox"/>
<input type="checkbox"/> Less Lethal	<input type="checkbox"/> Baton	<input type="checkbox"/> Shotgun	<input type="checkbox"/>
<input type="checkbox"/> Physical	<input type="checkbox"/> OC	<input type="checkbox"/> Handgun	<input type="checkbox"/>
<input checked="" type="checkbox"/> None	<input type="checkbox"/> Other:	<input type="checkbox"/> Other	N/A
		Force Observed by You	
		<input type="checkbox"/> Lethal	
		<input type="checkbox"/> Less Lethal	
		<input type="checkbox"/> Physical	
		<input checked="" type="checkbox"/> None	

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input type="checkbox"/> Yes	N/A		<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No			<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	Bodily Fluid Exposure	SCB 330/3067 Completed
<input type="checkbox"/> Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No			<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Narrative:

ON FRIDAY, SEPT 24, 1999 AT APPROXIMATELY 0800 HRS I WAS PLACED ON A SEARCH TEAM AT SIERRA CONSERVATION CENTER TO CONDUCT A SEARCH OF THE INMATE DAY LABOR WORK SITE AND SURROUNDING AREAS.

AT APPROXIMATELY 0800 HRS I SEARCHED THE FENCE LINE THAT SURROUNDS THE I.D.L. UPPER STORAGE YARD. I FOUND NO CONTRABAND DURING THIS SEARCH.

Reporting Staff's Signature	Date
LT F.D. Canutt	9-24-99
Reviewer's Signature	Approved
K. Calhoun	<input checked="" type="checkbox"/>
	Clarification Needed
	<input type="checkbox"/>
	Date
	9-24-99

Officer Name: First Name Initial	Badge #	Incident Date	Incident Log #
Callison, R E.	44398	9-24-99	500-COP-99-09-0150
Length of Service	Post Description	Incident Time	Report Date
9 yrs.	2932	0800	9-24-99
IO#	Duty Hours	Incident Location	
S/S/H	0730-1530	Inmate Day Labor work Site	

Description of Incident/Crime		CCR Section/Rule	
SEARCH OF INMATE DAY LABOR SITE		N/A	
Officer Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)	
Primary Responder	N/A	(S) Williams K-18993	
Witness			
Victim			
Camera			
Force Used by You	Less Lethal Weapons	Lethal Weapons	Number of Rounds Fired
Lethal	<input type="checkbox"/> 37mm	<input type="checkbox"/> Mini-14	<input type="checkbox"/>
Less Lethal	<input type="checkbox"/> Baton	<input type="checkbox"/> Shotgun	<input type="checkbox"/>
Physical	<input type="checkbox"/> OC	<input type="checkbox"/> Handgun	<input type="checkbox"/>
None	<input type="checkbox"/> Other:	<input type="checkbox"/> Other N/A	<input checked="" type="checkbox"/> None
Force Observed by You			
<input type="checkbox"/> Lethal		<input type="checkbox"/> Lethal	
<input type="checkbox"/> Less Lethal		<input type="checkbox"/> Less Lethal	
<input type="checkbox"/> Physical		<input type="checkbox"/> Physical	
<input checked="" type="checkbox"/> None		<input checked="" type="checkbox"/> None	

Evidence Collected	Evidence Description	Disposition	Weapon	BIO-Hazard
Yes	Tobacco, Radios	Turned into ISU evidence officer	<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
No			<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Working Staff Injured	Description of Injury	Location Treated	Bodily Fluid Exposure	SCIF 3301/3067 Completed
Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
No			<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

On Friday, September 24th, 1999 at approximately 0800 hours was placed on a search team at Sierra Conservation Center to conduct a search of the Inmate Day Labor Site, and surrounding areas. While searching the Tool Room and Tool boxes discovered contraband in Tool Box # B-1006. The contraband consisted of 6 partial packs of Main Street cigarettes, Two lighters, Two Headphones, One AM/FM cassette walkman, One Sony FM Stereo walkman, and One AA battery. I contacted Correctional Officer J. Popke to identify which inmate the tool box is normally checked-out to. Officer Popke identified

Working Staff's Signature	Date		
[Signature]	9-24-99		
Officer's Signature	Approved	Clarification Needed	Date
H. Calhoun	<input checked="" type="checkbox"/>	<input type="checkbox"/>	9-24-99

Last Name, First Name, Initial	Badge #	Incident Date	Incident Log #
Callison, R. E.	44398	9-24-99	SCC-COP-99-09-015

<input checked="" type="checkbox"/> Continuation of Report	<input type="checkbox"/> Additional Information	<input type="checkbox"/> Clarification Request
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Narrative: the tool box as belonging to Inmate WILLIAMS K-19993, Dorm 69 Bed 01 lower. All contraband recovered was processed into evidence. I authored a CDC 115 Rules Violation report, charging Inmate Williams under Directors Rule Violation (3006) contraband.

Reporting Staff's Signature	Date		
<i>R. E. Callison</i>	9-24-99		
Reviewer's Signature	Approved	Clarification Needed	Date
<i>H. Callison</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	9-24-99

Officer Name: First Name Initial	Badge #	Incident Date	Incident Log #
FISH, D.	48852	09/24/99	SCC-COP-99-09-0150
Length of Service	Post Description	Incident Time	Report Date
5 YEARS 6 MONTHS	CALAVELAS UNIT SGT.	0800 HOURS	09/24/99
DO#	Duty Hours	Incident Location	
Su/Mo	0630 - 1430	INMATE DAY LABOR WORK SITE (IDL)	

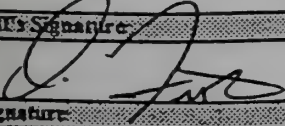

Description of Incident/Crime		CCR Section/Rule	
SEARCH OF INMATE DAY LABOR WORK SITE (IDL)		N/A	
Officer Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)	
Primary			
Responder	N/A	N/A	
Witness			
Victim			
Camera			
Force Used by You	Less Lethal Weapons	Lethal Weapons	Number of Rounds Fired
Lethal	<input type="checkbox"/> 37mm	<input type="checkbox"/> Mini-14	<input type="checkbox"/>
Less Lethal	<input type="checkbox"/> Baton	<input type="checkbox"/> Shotgun	<input type="checkbox"/>
Physical	<input type="checkbox"/> OC N/A	<input type="checkbox"/> Handgun N/A	<input type="checkbox"/> N/A
None	<input type="checkbox"/> Other:	<input type="checkbox"/> Other	<input type="checkbox"/>
			Force Observed by You
			<input type="checkbox"/> Lethal
			<input type="checkbox"/> Less Lethal
			<input type="checkbox"/> Physical
			<input checked="" type="checkbox"/> None

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
No	N/A	N/A	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	Bodily Fluid Exposure	SCIF 3301/3067 Completed
Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
No	N/A	N/A	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Narrative:

ON FRIDAY, SEPTEMBER 24, 1999, AT APPROXIMATELY 0800 HOURS I WAS PLACED ON A SEARCH TEAM AT SIERRA CONSERVATION CENTER TO CONDUCT A SEARCH OF THE INMATE DAY LABOR (IDL) SITE AND SURROUNDING AREAS. I WAS ASSIGNED TO ASSIST IN THE SEARCH OF THE UPPER STORAGE YARD. WHILE SEARCHING I FOUND APPROXIMATELY 3/4 OF A GALLON OF DIESEL FUEL. THE FUEL WAS IN A WHITE UNMARKED PLASTIC CONTAINER. THE FUEL WAS RETURNED TO AN APPROPRIATE MARKED DIESEL CAN. I FOUND NUMEROUS PIECES OF UNCONTROLLED METAL STOCK. THESE ITEMS WERE PLACED INTO A METAL SCRAP PILE. THIS CONCLUDED MY SEARCH OF THIS AREA.

Reporting Staff's Signature	Date
	SEPTEMBER 24, 1999
Reviewer's Signature	Approved
	<input checked="" type="checkbox"/>
	Clarification Needed
	<input type="checkbox"/>
	Date
	9.24.99

Department of Corrections
Supplement to the Crime/Incident Report (CDC Form 837)

Page: 1 of 1

Last Name, First Name Initial		Badge #	Incident Date	Incident Log #
DENNIS ADAM M		45551	9/24/99	SCC-COP-99-09-0150
Length of Service	Post Description		Incident Time	Report Date
7 YRS. 4 MO.	3229		0800	9/24/99
RDO#	Duty Hours		Incident Location	
515	0630-1430		INMATE DAY LABOR WORK SITE	

Description of Incident/Crime			CCR Section/Rule	
Search of 1/2 Day Labor Work Site			N/A	
Your Role	Witnesses (prefix S-Staff, V-Visitor, O-Other)		Inmates Involved (prefix S-Suspect, V-Victim, W-Witness)	
<input checked="" type="checkbox"/> Primary				
<input type="checkbox"/> Responder	N/A		N/A	
<input type="checkbox"/> Witness				
<input type="checkbox"/> Victim				
<input type="checkbox"/> Camera				
Force Used by You	Less Lethal Weapons	Lethal Weapons	Number of Rounds Fired	Force Observed by You
<input type="checkbox"/> Lethal	<input type="checkbox"/> 37mm	<input type="checkbox"/> Mini-14	<input type="checkbox"/>	<input type="checkbox"/> Lethal
<input type="checkbox"/> Less Lethal	<input type="checkbox"/> Baton	<input type="checkbox"/> Shotgun	<input type="checkbox"/> N/A	<input type="checkbox"/> Less Lethal
<input type="checkbox"/> Physical	<input type="checkbox"/> OC	<input type="checkbox"/> Handgun	<input type="checkbox"/> N/A	<input type="checkbox"/> Physical
<input checked="" type="checkbox"/> None	<input type="checkbox"/> Other	<input type="checkbox"/> Other	<input type="checkbox"/>	<input checked="" type="checkbox"/> None

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input type="checkbox"/> Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No	N/A	N/A	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	Bodily Fluid Exposure	SCIF 3306/3067 Completed
<input type="checkbox"/> Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No	N/A	N/A	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Narrative:

ON SEPTEMBER 24, 1999 AT APPROXIMATELY 0800 HOURS I WAS PLACED ON A SEARCH TEAM AT SIERRA CONSERVATION CENTER TO CONDUCT A SEARCH OF THE INMATE DAY LABOR SITE AND SURROUNDING AREAS. I SEARCHED THE PERIMETER AREAS OF THE UPPER STORAGE YARD AND FOUND NOTHING OF NOTE.

Reporting Staff's Signature			Date
C/O A.M. Davis			9/24/99
Reviewer's Signature	Approved	Classification Needed	Date
K. Calhoun	<input checked="" type="checkbox"/>	<input type="checkbox"/>	9-24-99

(Print in ink or employees can personally type or complete this form on a computer)
(At no time will this form be completed by anyone other than the reporting employee)

Last Name, First Name Initial	Badge #	Incident Date	Incident Log #
PATE, M	37527	9/24/99	SCC-COP-99-090150
Length of Service	Post Description	Incident Time	Report Date
12 YRS 11 MOS.	SEARCH TEAM	0800 HOURS	9/24/99
DO#	Duty Hours	Incident Location	
M/T	0630-1430	I. D. L.	

Description of Incident/Crime		CCB Section/Rule	
INMATE DAY LABOR WORK SITE SEARCH		N/A	
Our Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)	
<input checked="" type="checkbox"/> Primary			
<input type="checkbox"/> Responder	N/A	N/A	
<input type="checkbox"/> Witness			
<input type="checkbox"/> Victim			
<input type="checkbox"/> Camera			
Force Used by You	Less Lethal Weapons	Lethal Weapons	Number of Rounds Fired
<input type="checkbox"/> Lethal	<input type="checkbox"/> 37mm	<input type="checkbox"/> Mini-14	<input type="checkbox"/>
<input type="checkbox"/> Less Lethal	<input type="checkbox"/> Baton N/A	<input type="checkbox"/> Shotgun	<input type="checkbox"/> N/A
<input type="checkbox"/> Physical	<input type="checkbox"/> OC	<input type="checkbox"/> Handgun N/A	<input type="checkbox"/>
<input checked="" type="checkbox"/> None	<input type="checkbox"/> Other:	<input type="checkbox"/> Other	<input type="checkbox"/>
			Force Observed by You
			<input type="checkbox"/> Lethal
			<input type="checkbox"/> Less Lethal
			<input type="checkbox"/> Physical
			<input checked="" type="checkbox"/> None

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input type="checkbox"/> Yes	N/A	N/A	<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No			<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	Bodily Fluid Exposure	SCIF 3301/3067 Completed
<input type="checkbox"/> Yes	N/A	N/A	<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No			<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Narrative: ON SEPTEMBER 24, 1999 AT APPROXIMATELY 0800 HOURS I WAS PLACED ON A SEARCH TEAM AT SIERRA CONSERVATION CENTER TO CONDUCT A SEARCH OF THE I.D.L. SIGHT AND SURROUNDING AREA. I WAS ORDERED BY SGT D. PEREZ TO POSITION MYSELF IN FRONT OF THE I.D.L. OFFICE TO OBSERVE ANY UNUSUAL OCCURRENCES IN MY VISUAL RANGE. I OBSERVED NO UNUSUAL OCCURRENCES.

Reporting Staff's Signature	Date
M Pate	9/24/99
Reviewer's Signature	Approved
H Calhoun	<input checked="" type="checkbox"/>
	Clarification Needed
	<input type="checkbox"/>
	Date
	9-24-99

Last Name, First Name Initial	Badge #	Incident Date	Incident Log #
WHITE, DONALD W.	42003	9-24-99	SCC-COA-99-09-0150
Length of Service	Post Description	Incident Time	Report Date
10 yrs 1 month	Search team	0800	9-24-99
DOB	Duty Hours	Incident Location	
S/m	0630-1430	INMATE DAY LABOR WORK SITE	

Description of Incident/Crime	CCR Section/Rule
Search of IOL work site	N/A
Officer Role	Witnesses (preface S-Staff, V-Visitor, O-Other)
<input checked="" type="checkbox"/> Primary	N/A
<input type="checkbox"/> Responder	
<input type="checkbox"/> Witness	
<input type="checkbox"/> Victim	
<input type="checkbox"/> Camera	
Force Used by You	Less Lethal Weapons
<input type="checkbox"/> Lethal	<input type="checkbox"/> 37mm
<input type="checkbox"/> Less Lethal	<input type="checkbox"/> Baton
<input type="checkbox"/> Physical	<input type="checkbox"/> OC
<input type="checkbox"/> None	<input type="checkbox"/> Other: N/A
	Lethal Weapons
	<input type="checkbox"/> Mini-14
	<input type="checkbox"/> Shotgun
	<input type="checkbox"/> Handgun
	<input type="checkbox"/> Other: N/A
	Number of Rounds Fired
	<input type="checkbox"/>
	<input type="checkbox"/>
	<input type="checkbox"/>
	<input type="checkbox"/>
	Force Observed by You
	<input type="checkbox"/> Lethal
	<input type="checkbox"/> Less Lethal
	<input type="checkbox"/> Physical
	<input checked="" type="checkbox"/> None

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input checked="" type="checkbox"/> Yes	ONE MASTER Lock key #2002	DELIVERED TO ISU	<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input type="checkbox"/> No			<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	Bodily Fluid Exposure	SCIF 3301/3067 Completed
<input type="checkbox"/> Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No			<input checked="" type="checkbox"/> No	<input type="checkbox"/> No

Narrative:

On Friday, Sept 24, 1999 at approximately 0800 Hours, I was placed on A search team at Sierra Conservation Center to conduct searches of the Inmate Day Labor Site & surrounding Area. I Helped conduct searches of the fenced in storage Area & Conex Boxes Adjacent to the IOL work site. I then Helped search the LAB & chemical storage Area Buildings. At approximately 1100 Hours, while searching the IOL Transformer Building, I Discovered A MASTER Lock key #2002 in An Inmates Jacket pocket. The Jacket was hanging next to A Locker, which the key

Reporting Staff's Signature	Date
Donald White	9-24-99
Officer's Signature	Approved
K Calhoun	<input checked="" type="checkbox"/>
	Clarification Needed
	<input type="checkbox"/>
	Date
	9-24-99

Officer Name: First Name Last Name	Badge #	Incident Date	Incident Log #
WHITE, DONALD W	42003	9-24-99	SCC-COP-99-09-0150

<input checked="" type="checkbox"/> Continuation of Report	<input type="checkbox"/> Additional Information	<input type="checkbox"/> Clarification Request
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Narrative:
Went to THE Locker Contained various spray paints,
& P.V.C GIVES. I NOTIFIED ISU STAFF & turned the
key over to ISU Lt R. MILLS.

THIS COMPLETED MY INVOLVEMENT IN THE IOA SEARCH

Reporting Staff's Signature	Date
Donald White	9-24-99
Reviewer's Signature	Approved
R. Calhoun	<input checked="" type="checkbox"/>
	Clarification Needed
	<input type="checkbox"/>
	Date
	9-24-99

(Hand write in ink)

Officer Name: First Name Initial	Badge #	Incident Date	Incident Log #
POPKE EDWARD J	12056	9-24-99	SCC-COP-99-09-0150
Length of Service	Post Description	Incident Time	Report Date
15 y	SA 2	0800	9-24-99
DOs	Duty Hours	Incident Location	
S-5-H	0645-1545	I.D.L WATER TREATMENT PLANT	

Description of Incident/Crime		CCR Section/Rule	
SEARCH of I.D.L work site		NA	
Officer Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)	
Primary	NA	NA	
Responder	/	/	
Witness			
Victim			
Camera			
Force Used by You	Less Lethal Weapons	Lethal Weapons	Number of Rounds Fired
Lethal	<input type="checkbox"/> 37mm	<input type="checkbox"/> Mini-14	<input type="checkbox"/>
Less Lethal	<input type="checkbox"/> Baton	<input type="checkbox"/> Shotgun	<input type="checkbox"/>
Physical	<input type="checkbox"/> OC	<input type="checkbox"/> Handgun	<input type="checkbox"/>
None	<input type="checkbox"/> Other:	<input type="checkbox"/> Other NA	<input type="checkbox"/>
			Force Observed by You
			<input type="checkbox"/> Lethal
			<input type="checkbox"/> Less Lethal
			<input type="checkbox"/> Physical
			<input checked="" type="checkbox"/> None

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
No	NA	NA	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	Bodily Fluid Exposure	SCIF 33013067 Completed
Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
No	NA	NA	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

On Friday September 24, 1999 at approximately 0800 hours I WAS INVOLVED in the search of I.D.L. WATER treatment plant. My assignment as the I.D.L. officer was to assist the search team and aid them in unlocking convex boxes, opening storage areas and identifying I.D.L. equipment and tools. Throughout the search I contacted each search team leader to indicate possible places that contraband can be hidden.

Reporting Staff's Signature		Date	
[Signature]		9-24-99	
Reviewer's Signature	Approved	Clarification Needed	Date
[Signature]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	9-24-99

Last Name, First Name, Initials	Badge #	Incident Date	Incident Log #
POPE ET	12056	9-24-99	SCC-COP-99-09-

<input checked="" type="checkbox"/> Continuation of Report	<input type="checkbox"/> Additional Information	<input type="checkbox"/> Clarification Request
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Narrative

WERE ^{LOCKED} ~~all ready~~ open. The conex boxes at the tool room were ~~also~~ open and the tool room itself. The search team's conducted a search throughout the water treatment plant confiscating several contraband items. The search team also confiscated several inmate manufactured weights located in the storage room in the lower part of the water treatment plant. All confiscated items were logged and confiscated.

Reporting Staff's Signature	Date		
E. Pope	9-24-99		
Reviewer's Signature	Approved	Clarification Needed	Date
H. Calhoun	<input checked="" type="checkbox"/>	<input type="checkbox"/>	9-24-99

Last Name, First Name Initial	Badge #	Incident Date	Incident Log #
PEDROSO, JOE F.	38440	9-24-99	SCC-COP-99-09-050
Length of Service	Post Description	Incident Time	Report Date
12 YEARS, 8 MONTHS	TUCUMNE CONTROL SERGEANT	0800	9-24-99
DOs	Duty Hours	Incident Location	
SAT/SUN	0630-1430	INMATE DAY LABOR CREW SITE.	

Description of Incident/Crime		CCR Section/Rule	
Officer Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)	
<input checked="" type="checkbox"/> Primary	D. PEREZ, SGT. (S)	N/A	
<input type="checkbox"/> Responder			
<input type="checkbox"/> Witness			
<input type="checkbox"/> Victim			
<input type="checkbox"/> Camera			
Force Used by You	Less Lethal Weapons	Lethal Weapons	Number of Rounds Fired
<input type="checkbox"/> Lethal	<input type="checkbox"/> 37mm	<input type="checkbox"/> Mini-14	<input type="checkbox"/>
<input type="checkbox"/> Less Lethal	<input type="checkbox"/> Baton	<input type="checkbox"/> Shotgun	<input type="checkbox"/>
<input type="checkbox"/> Physical	<input type="checkbox"/> OC	<input type="checkbox"/> Handgun	<input type="checkbox"/>
<input checked="" type="checkbox"/> None	<input checked="" type="checkbox"/> Other: NONE	<input checked="" type="checkbox"/> Other: NONE	<input type="checkbox"/>
			Force Observed by You
			<input type="checkbox"/> Lethal
			<input type="checkbox"/> Less Lethal
			<input type="checkbox"/> Physical
			<input checked="" type="checkbox"/> None

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input type="checkbox"/> Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No	NONE	NONE	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	Bodily Fluid Exposure	SCIF 3301/3067 Completed
<input type="checkbox"/> Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No	NONE	N/A	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Narrative:

ON 9-24-99 AT APPROXIMATELY 0800 HOURS I WAS PLACED IN A SEARCH TEAM AT SIERRA CONSERVATION TO CONDUCT A SEARCH OF THE INMATE DAY LABOR SITE AND THE SURROUNDING AREA.

I WAS INSTRUCTED BY SERGEANT D. PEREZ TO STAND IN FRONT OF THE PLUMBERS CONEX BOXS AND LOOK FOR ANY UNUSUAL ACTIVITY. THE CONEX BOXS WERE OPEN BY THE CREW SITE INSTRUCTION AS THEY WORKED IN THE AREA. I DIDN'T SEE ANYTHING UNUSUAL WHILE THE TEAM SEARCHED THE INMATE DAY LABOR WORK SITE. AT APPROXIMATELY 1200 HOURS I

Reporting Staff's Signature	Date
J. F. PEDROSO, SGT.	9-24-99
Officer's Signature	Approved
K. Calhoun	<input checked="" type="checkbox"/>
	Clarification Needed
	<input type="checkbox"/>
	Date
	9-24-99

Department of Corrections
 Supplement to the Crime/Incident Report (CDC Form 837)

Page: 2

Last Name, First Name, Initials	Badge	Incident Date	Incident Log
PEORDSO, JOE F	38440	9-24-99	SCC-COP-99-09

<input checked="" type="checkbox"/> Continuation of Report	<input type="checkbox"/> Additional Information	<input type="checkbox"/> Clarification Request
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Narrative:

HELPED LOAD INMATE MANUFACTURED WEIGHTS, BARS AND BENCHES ONTO A FLAT BED TRUCK. THE WEIGHTS WERE TAKEN TO THE SIERRA CONSERVATION CENTER ECOLOGY CENTER.

Reporting Staff's Signature	Date
J F Peordso, SGT.	9-24-99
Reviewed By	Reviewed Date
K Calhoun	9-24-99

(Hand write in ink)

Last Name, First Name Initial SHARKEY, ROBERT S.		Badge # 52334	Incident Date SEPTEMBER 24, 1999	Incident Log # SCC-COP-99-09-015
Length of Service 4 YEARS, 1 MONTH	Post Description SEARCH TEAM		Incident Time 0800 HOURS	Report Date 9/24/99
ROD TUESDAY/WEDNESDAY	Duty Hours 0630-1430	Incident Location I.D.L. WORK SITE		

Description of Incident/Crime Search of inmate DAY LABOR work site		CCR Section/Rule N/A		
Your Role <input checked="" type="checkbox"/> Primary <input type="checkbox"/> Responder <input type="checkbox"/> Witness <input type="checkbox"/> Victim <input type="checkbox"/> Camera	Witnesses (preface S-Staff, V-Victim, O-Other) N/A		Inmates Involved (preface S-Suspect, V-Victim, W-Witness) N/A	
Force Used by You <input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input checked="" type="checkbox"/> None	Less Lethal Weapons <input type="checkbox"/> 37mm <input type="checkbox"/> Baton <input type="checkbox"/> OC <input type="checkbox"/> Other: n/a	Lethal Weapons <input type="checkbox"/> Mini-14 <input type="checkbox"/> Shotgun <input type="checkbox"/> Handgun <input type="checkbox"/> Other	Number of Rounds Fired <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	Force Observed by You <input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input checked="" type="checkbox"/> None

Evidence Collected <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Evidence Description n/a	Disposition n/a	Weapon <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	BIO Hazard <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
--	------------------------------------	---------------------------	--	--

Reporting Staff Injured <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Description of Injury n/a	Location Treated n/a	Bodily Fluid Exposure <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	SCIF 3301/3067 Completed <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
---	-------------------------------------	--------------------------------	---	--

Narrative:
ON SEPTEMBER 24, 1999 AT APPROXIMATELY 0800 HOURS, I WAS PLACED ON A SEARCH TEAM AT SIERRA CONSERVATION CENTER TO CONDUCT A SEARCH OF THE INMATE DAY LABOR (I.D.L.) SITE AND SURROUNDING AREA. I ASSISTED IN SEARCHING THE UPPER STORAGE YARD, ADJACENT TO THE I.D.L. WORK SITE. I DID NOT FIND ANY CONTRABAND OR CONFISCATED MATERIAL DURING MY SEARCH.

Reporting Staff's Signature 	Date 9/24/99
Reviewer's Signature K. Calhoun	Approved <input checked="" type="checkbox"/>
Clarification Needed <input type="checkbox"/>	Date 9-24-99

Department of Corrections
Supplement to the Crime/Incident Report (CDC Form 837)

Page: / of /

Last Name, First Name Initial	Badge #	Incident Date	Incident Log #
DENNIS AARON A	45052	9-24-99	SCC-COP-99-09-050
Length of Service	Post Description	Incident Time	Report Date
8 YRS 9 months	BACK GATE Sally Port	0800 HRS	9-24-99
RDOs	Duty Hours	Incident Location	
S/S	0630-1430	IDL WORK SIGHT	

Description of Incident/Crime		CCR Section/Rule	
Search of inmate Day Room work site		N/A	
Your Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)	
<input checked="" type="checkbox"/> Primary	N/A	N/A	
<input type="checkbox"/> Responder			
<input type="checkbox"/> Witness			
<input type="checkbox"/> Victim			
<input type="checkbox"/> Camera			
Force Used by You	Less Lethal Weapons	Lethal Weapons	Number of Rounds Fired
<input type="checkbox"/> Lethal	<input type="checkbox"/> 37mm	<input type="checkbox"/> Mini-14	<input type="checkbox"/>
<input type="checkbox"/> Less Lethal	<input type="checkbox"/> Baton	<input type="checkbox"/> Shotgun	<input type="checkbox"/> N/A
<input type="checkbox"/> Physical	<input type="checkbox"/> OC	<input type="checkbox"/> Handgun	<input type="checkbox"/> N/A
<input checked="" type="checkbox"/> None	<input type="checkbox"/> Other: N/A	<input checked="" type="checkbox"/> Other	<input type="checkbox"/>
Force Observed by You			
<input type="checkbox"/> Lethal			<input type="checkbox"/>
<input type="checkbox"/> Less Lethal			<input type="checkbox"/>
<input type="checkbox"/> Physical			<input type="checkbox"/>
<input checked="" type="checkbox"/> None			<input checked="" type="checkbox"/>

Evidence Collected	Evidence Description	Disposition	Weapon	BIO-Hazard
<input type="checkbox"/> Yes	N/A	N/A	<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No			<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	Bodily Fluid Exposure	SCIF 3306/3067 Completed
<input type="checkbox"/> Yes	N/A	N/A	<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No			<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Narrative:

On SEPT. 24, 1999 AT APPROX. 0800 HRS I WAS PLACED ON A SEARCH TEAM AT SCC TO CONDUCT A SEARCH OF THE IDL WORK SIGHT AND SURROUNDING AREA. I FIRST SEARCHED THE UPPER STORAGE YARD AND FOUND NO MAJOR CONTRABAND. I THEN PROCEEDED TO THE CHLORINE BASIN AREA WHERE I DISCOVERED A STORAGE BUILDING CONTAINING WIEGHTS MANUFACTURED FROM IDL MATERIALS CONSISTING OF CONCRETE, STEEL AND PVC. I ASISTED IN CLEANING THIS BUILDING AND TRANSPORTING THE WIEGHTS TO THE ECOLOGY CENTER SCRAP METAL YARD.

Reporting Staff's Signature	Date
A. A. Dennis	9-24-99
Reviewer's Signature	Approved
K. Caheen	<input checked="" type="checkbox"/>
	Clarification Needed
	<input type="checkbox"/>
	Date
	9-24-99

Officer Name: First Name Initial	Badge #	Incident Date	Incident Log #
PEREZ, DONALD R	34078	9-24-99	SCC-COP-99-09-0150
Length of Service	Post Description	Incident Time	Report Date
12 YRS 0 MONTHS	ARMORY/SEARCH	0800	9-24-99
DOs	Duty Hours	Incident Location	
3/5	0630-1430	INMATE DAY LABOR (IDL) WORKSITE	

Description of Incident/Crime	CCB Section/Rule
SEARCH OF INMATE DAY LABOR (IDL)	N/A

Officer Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)
Primary Responder	N/A	N/A
Witness		
Victim		
Camera		
Force Used by You	Less Lethal Weapons	Lethal Weapons
Lethal	<input type="checkbox"/> 37mm	<input type="checkbox"/> Mini-14
Less Lethal	<input type="checkbox"/> Baton	<input type="checkbox"/> Shotgun
Physical	<input type="checkbox"/> OC	<input type="checkbox"/> Handgun
None	<input type="checkbox"/> Other: N/A	<input type="checkbox"/> Other
		Number of Rounds Fired
		N/A
		Force Observed by You
		<input type="checkbox"/> Lethal
		<input type="checkbox"/> Less Lethal
		<input type="checkbox"/> Physical
		<input checked="" type="checkbox"/> None

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
No	N/A	N/A	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	Body Fluid Exposure	SCIF 3301/3067 Completed
Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
No	N/A		<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

On FRIDAY, SEPTEMBER 24, 1999 AT APPROXIMATELY 0800 HRS, I WAS THE SQUAD LEADER FOR SEVEN SEARCH TEAM MEMBERS ASSIGNED TO CONDUCT SEARCH OF THE IDL CONSTRUCTION SITE AND SURROUNDING AREAS. WORKING UNDER THE DIRECTION OF THE ASSISTANT SEARCH TEAM LEADER, I DIRECTED MY SQUAD TO ASSIST IN A SEARCH OF THE UPPER STORAGE YARD. UPON COMPLETION OF THE SEARCH, MY SQUAD ASSISTED IN REMOVING SIGNS AND BENCHES FROM THE WORK SITE AND DISPOSING OF THEM IN THE INSTITUTION'S SCRAP METAL STORAGE AREA. THIS CONCLUDED THE SQUAD'S SEARCH OF THE AREA.

Reporting Staff's Signature	Date
[Signature]	9-24-99
Officer's Signature	Approved
[Signature]	<input checked="" type="checkbox"/>
	Classification Needed
	<input type="checkbox"/>
	Date
	9-24-99

Officer Name, First Name Initial	Badge #	Incident Date	Incident Log #
CANADAY, W.	47209	9-24-99	SCC-COP-99-09-050
Length of Service	Post Description	Incident Time	Report Date
6 YEARS 2 MONTHS	TASK FORCE	0800	9-24-99
DOs	Duty Hours	Incident Location	
S/S	0630-1430	INMATE DAY LABOR WORK SITE	

Description of Incident/Crime		CCR Section/Rule	
Search of INMATE DAY LABOR WORK SITE		N/A	
Officer Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)	
<input checked="" type="checkbox"/> Primary	(S) RAWLSON		
<input type="checkbox"/> Responder	N/A	N/A	
<input type="checkbox"/> Witness			
<input type="checkbox"/> Victim			
<input type="checkbox"/> Camera			
Force Used by You	Less Lethal Weapons	Lethal Weapons	Number of Rounds Fired
<input type="checkbox"/> Lethal	<input type="checkbox"/> 37mm	<input type="checkbox"/> Mini-14	<input type="checkbox"/>
<input type="checkbox"/> Less Lethal	<input type="checkbox"/> Baton	<input type="checkbox"/> Shotgun	<input type="checkbox"/>
<input type="checkbox"/> Physical	<input type="checkbox"/> OC	<input type="checkbox"/> Handgun	<input type="checkbox"/>
<input type="checkbox"/> None	<input type="checkbox"/> Other:	<input type="checkbox"/> Other	<input type="checkbox"/>
			Force Observed by You
			<input type="checkbox"/> Lethal
			<input type="checkbox"/> Less Lethal
			<input type="checkbox"/> Physical
			<input checked="" type="checkbox"/> None

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input checked="" type="checkbox"/> Yes	ESCAPE CLOTHING		<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input type="checkbox"/> No	TATTOO INK	ISU STAFF	<input checked="" type="checkbox"/> No	<input type="checkbox"/> No
	TUDDING			

Reporting Staff Injured	Description of Injury	Location Treated	Bodily Fluid Exposure	SCIF 3301/3067 Completed
<input type="checkbox"/> Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No	N/A	N/A	<input checked="" type="checkbox"/> No	<input type="checkbox"/> No

Narrative:
ON FRIDAY, SEPTEMBER 24, 1999, AT APPROXIMATELY 0800 HRS, I WAS PLACED ON SEARCH TEAM AT SIERRA CONSERVATION CENTER TO CONDUCT A SEARCH OF THE INMATE DAY LABOR (IDL) SITE AND SURROUNDING AREAS. DURING THE SEARCH I DISCOVERED THE FOLLOWING:

IN CONEX BOX #12 LOCATED IN THE UPPER FENCED STORAGE YARD, I FOUND TWO (2) CANS OF STARTING FLUID, (1) CAN OF CARBETOR CLEANER. OFFICER J. CURTICE VIDEO TAPED THE SAID CANS OF FLAMABLE FLUIDS.

IN THE EXISTING WATER/SEWER LABORATORY/CONTROL ROOM, I DISCOVERED TWO BLACK SWEAT SHIRTS FOLDED AND ROLLED UP IN A LAUNDRY BAG AND PLACED IN A COMMON LOCKER WITH NUMEROUS YELLOW RAIN SUITS IN FRONT OF

Reporting Staff's Signature	Date
W. Canaday	9-24-99
Reviewer's Signature	Approved
K. Calhoun	<input checked="" type="checkbox"/>
	Clarification Needed
	<input type="checkbox"/>
	Date
	9-24-99

Officer Name (Last, First, Middle Initial)	Badge #	Incident Date	Incident Log #
CANADAY, W.	47209	9-24-99	SOC-COP-99-09-0150

<input checked="" type="checkbox"/> Continuation of Report	<input type="checkbox"/> Additional Information	<input type="checkbox"/> Clarification Request
--	---	--

Narrative

AND CONCEPTS SAID ESCAPE CLOTHING

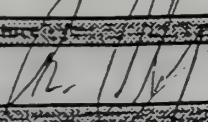
3. > ALSO IN THE WATER / SEWER LABORATORY / CONTROL Room, I DISCOVERED ONE
<1> HALF PINT BOTTLE OF WHAT APPEARED TO BE TATTOO INK AND ONE
<1> HALF PINT BOTTLE OF WHAT APPEARED TO BE IODINE.

4. > DURING MY SEARCHING OF THE SCRAPE AREAS LOCATED NORTH WEST OF
THE UPPER FENCED IDL STORAGE YARD, I FOUND TWO <2> INMATE
MANUFACTURED "DUMB BELLS" THAT WERE MADE OF METAL FLAT STOCK
AND METAL PIPE.

THE DISPOSITION OF THE ESCAPE CLOTHING, TATTOO INK AND IODINE IS
THAT I RELEASED THE ITEMS TO INVESTIGATIVE SERVICES UNIT BY SECURING
THEM IN THE TRUNK OF THEIR ASSIGNED CAR. NOTE: THE SAID ITEMS
ARE MENTIONED IN SUB-SECTIONS #2 AND #3 OF THIS REPORT.

LIEUTENANT RAWLINSON COLLECTED THE INMATE MANUFACTURED "DUMB BELLS"
AND DISPOSED OF THEM PER INSTITUTIONAL GUIDELINES.

I ALSO CONDUCTED A SEARCH OF THE MAIN IDL TOOL ROOM AND FOUND
NO DANGEROUS CONTRABAND.

Reporting Staff's Signature	Date		
	9-24-99		
Reviewer's Signature	Approved	Clarification Needed	Date
R. Calhoun	<input checked="" type="checkbox"/>	<input type="checkbox"/>	9-24-99

(Hand write in ink)

Last Name, First Name, Initial	Badge #	Incident Date	Incident Log #
Storm, R	47821	9-24-99	SCC-00P-9909-0150
Length of Service	Post Description	Incident Time	Report Date
5 years 10 months	Special Assignment	0800 hours	9-24-99
DO#	Duty Hours	Incident Location	
S/S	0630-1430	I.D.L. INMATE DAY LABOR	

Description of Incident/Crime		CCR Section/Rule	
INMATE DAY LABOR WORK SITE SEARCH		N/A	
Cour Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)	
<input checked="" type="checkbox"/> Primary			
<input type="checkbox"/> Responder	N/A	N/A	
<input type="checkbox"/> Witness			
<input type="checkbox"/> Victim			
<input type="checkbox"/> Camera			
Force Used by You	Less Lethal Weapons	Lethal Weapons	Number of Rounds Fired
<input type="checkbox"/> Lethal	<input type="checkbox"/> 37mm	<input type="checkbox"/> Mini-14	<input type="checkbox"/>
<input type="checkbox"/> Less Lethal	<input type="checkbox"/> Baton	<input type="checkbox"/> Shotgun	<input type="checkbox"/>
<input type="checkbox"/> Physical N/A	<input type="checkbox"/> OC N/A	<input type="checkbox"/> Handgun N/A	<input type="checkbox"/>
<input checked="" type="checkbox"/> None	<input type="checkbox"/> Other	<input type="checkbox"/> Other	<input type="checkbox"/>
		Force Observed by You	
		<input type="checkbox"/> Lethal	
		<input type="checkbox"/> Less Lethal N/A	
		<input type="checkbox"/> Physical	
		<input checked="" type="checkbox"/> None	

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input type="checkbox"/> Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No	N/A		<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	Bodily Fluid Exposure	SCIF 3301/3067 Completed
<input type="checkbox"/> Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No	N/A		<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Narrative:

On September 24, 1999 at approximately 0800 hours I was placed on a search team at Sierra Conservation Center to conduct a search of the I.D.L. sight and surrounding area. While searching the upper storage yard and Conex boxes I found no major contraband.

Reporting Staff's Signature	Date		
R. Storm	9-24-99		
Reviewer's Signature	Approved	Clarification Needed	Date
J. Calhoun	<input checked="" type="checkbox"/>	<input type="checkbox"/>	9-24-99

Officer Name, First Name (Initial)	Badge #	Incident Date	Incident Log #
McClure, Douglas S.	45756	09/24/99	SCC-COP-99-09-0150
Length of Service	Post Description	Incident Time	Report Date
8 years 4 months	Search Team	0800	09/24/99
DOs	Duty Hours	Incident Location	
Fri/Sat	0630-1430	I.D.L. Work Site	

Description of Incident/Crime		CCR Section/Rule	
Search of I.D.L. Work Site		N/A	
Officer Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)	
Primary	N/A	N/A	
Responder			
Witness			
Victim			
Camera			
Force Used by You	Less Lethal Weapons	Lethal Weapons	Number of Rounds Fired
Lethal	<input type="checkbox"/> 37mm N/A	<input type="checkbox"/> Mini-14 N/A	<input type="checkbox"/>
Less Lethal	<input type="checkbox"/> Baton	<input type="checkbox"/> Shotgun	<input type="checkbox"/>
Physical	<input type="checkbox"/> OC	<input type="checkbox"/> Handgun	<input type="checkbox"/>
None	<input type="checkbox"/> Other:	<input type="checkbox"/> Other	N/A
			Force Observed by You
			<input type="checkbox"/> Lethal
			<input type="checkbox"/> Less Lethal
			<input type="checkbox"/> Physical
			<input checked="" type="checkbox"/> None

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
No	N/A	N/A	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Working Staff Injured	Description of Injury	Location Treated	Bodily Fluid Exposure	SCC 3301/3067 Completed
Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
No	N/A	N/A	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Officer's Narrative:

On September 24, 1999 at approximately 0800 hours I was placed on a search team at Sierra Conservation Center to conduct searches of the Inmate Day Labor (I.D.L.) site and surrounding area. I searched the upper storage yard adjacent to the I.D.L. work site. I did not find any contraband items while searching. This included my involvement in the I.D.L. search.

Working Staff's Signature	Date
D. S. McClure	09/24/99
Officer's Signature	Approved
H. Calhoun	<input checked="" type="checkbox"/>
	Clarification Needed
	<input type="checkbox"/>
	Date
	9.24.99

Department of Corrections
Supplement to the Crime/Incident Report (CDC Form 837)

Page: 1 of 1

Last Name, First Name, Initial		Badge #	Incident Date	Incident Log #
WATSON TERRY L			9/24/99	SCL-COP-99-09-01
Length of Service	Post Description		Incident Time	Report Date
4 YEARS 2 MONTH	E-UPPER (MAR)		0800	9/24/99
RDOs	Duty Hours	Incident Location		
M/T	0630/1430	INMATE DAY LABOR WORK SITE (IOL)		

Description of Incident/Crime		CCR Section/Rule		
SEARCH OF INMATE DAY LABOR WORK SITE		N/A		
Your Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)		
<input checked="" type="checkbox"/> Primary <input type="checkbox"/> Responder <input type="checkbox"/> Witness <input type="checkbox"/> Victim <input type="checkbox"/> Camera	N/A	N/A		
Force Used by You	Less Lethal Weapons	Lethal Weapons	Number of Rounds Fired	Force Observed by You
<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input checked="" type="checkbox"/> None	<input type="checkbox"/> 37mm <input type="checkbox"/> Baton <input type="checkbox"/> OC N/A <input type="checkbox"/> Other:	<input type="checkbox"/> Mini-14 <input type="checkbox"/> Shotgun <input type="checkbox"/> Handgun N/A <input type="checkbox"/> Other		<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input checked="" type="checkbox"/> None

Evidence Collected	Evidence Description	Disposition	Weapon	BIO-Hazard
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	N/A	N/A	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	Bodily Fluid Exposure	SCIF 33013067 Completed
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	N/A		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Narrative:

ON SEPT. 24, 1999 AT APPROXIMATELY 0800 HOURS, I WAS PLACED ON A SEARCH TEAM AT SIERRA CONSERVATION CENTER. A SEARCH OF THE INMATE DAY LABOR WORK SITE AND SURROUNDING AREAS WAS CONDUCTED. I CONDUCTED A SEARCH OF THE IMMEDIATE AREA AROUND THE CUNEX BOXES IN THE UPPER INMATE DAY LABOR STORAGE AREA. I FOUND NO MAJOR CONTRABAND DURING MY SEARCH.

Reporting Staff's Signature	Date		
T. Watson	9/24/99		
Reviewer's Signature	Approved	Clarification Needed	Date
K. Calhoun	<input checked="" type="checkbox"/>	<input type="checkbox"/>	9-24-99

(Print in ink or employees can personally type or complete this form on a computer)
(At no time will this form be completed by anyone other than the reporting employee)

10- P-21080

Supplement to the Crime/Incident Report (CDC Form 837)

Last Name, First Name Initial		Badge #	Incident Date	Incident Log #
DAY, Kevin		45050	9-24-99	
Length of Service	Post Description		Incident Time	Report Date
8 years 9 months	community crew "A"		0800	9-24-99
RDOs	Duty Hours	Incident Location		
S/SU/Hol	0770-1530	Receiving and Release		

Description of Incident/Crime	CCR Section/Rule

Your Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)		
<input checked="" type="checkbox"/> Primary	SGT. J Hurtado	Woolen P-22985		
<input type="checkbox"/> Responder		Foster S-40761		
<input type="checkbox"/> Witness				
<input type="checkbox"/> Victim				
<input type="checkbox"/> Camera				
Force Used by You	Less Lethal Weapons	Lethal Weapons	Number of Rounds Fired	Force Observed by You
<input type="checkbox"/> Lethal	<input type="checkbox"/> 37mm	<input type="checkbox"/> Mini-14	<input type="checkbox"/>	<input type="checkbox"/> Lethal
<input type="checkbox"/> Less Lethal	<input type="checkbox"/> Baton	<input type="checkbox"/> Shotgun	<input type="checkbox"/>	<input type="checkbox"/> Less Lethal
<input type="checkbox"/> Physical	<input type="checkbox"/> OC	<input type="checkbox"/> Handgun	<input type="checkbox"/> N/A	<input type="checkbox"/> Physical
<input checked="" type="checkbox"/> None	<input type="checkbox"/> Other: N/A	<input type="checkbox"/> Other	<input type="checkbox"/>	<input checked="" type="checkbox"/> None

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input checked="" type="checkbox"/> Yes	On Track Roche cup	Relinquished to I.S.U.	<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input type="checkbox"/> No	Presumptive Urinalysis Test.		<input checked="" type="checkbox"/> No	<input type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	Bodily Fluid Exposure	SCIF 3301/3067 Completed
<input type="checkbox"/> Yes	On Track Roche cup		<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No	Presumptive Urinalysis Test sample vs. A.D.		<input type="checkbox"/> No	<input type="checkbox"/> No

Narrative:
On Friday September 24th 1999 At Approximately 1000 hrs. was instructed by SGT. J. Hurtado to assist in a on track roche cup presumptive Urinalysis testing of all Inmates who re assigned to the Inmate Day labor program. Inmate Woolen -22985 Dorm #3806 tested positive for T.H.C.. Inmate Foster -40761 Dorm #0605 tested positive for Amphetamines. Per institutional policy Both Inmates Foster and Woolen's gate passes were rescinded. The On Track Roche cup Presumptive Urinalysis test samples were Relinquished To I.S.U. SGT. A. Kirkland. for processing.

Reporting Staff's Signature	Date		
C/O S-403	9-24-99		
Reviewers Signature	Approved	Clarification Needed	Date
R. Bird	<input type="checkbox"/>	<input checked="" type="checkbox"/>	9/27/99

Officer Name: First Name Last Initial	Badge #	Incident Date	Incident Log #
DAY, K.	45050	9-24-99	

☐ Continuation of Report

☐ Additional Information

☒ Clarification Request

Narrative:

On Friday September 24, 1999 At Approximately 1000 hrs I was conducting an on truck Roache cup presumptive urinalysis test of inmate woolen P-22985 dorm 3806. I escorted inmate woolen from the receiving and release holding cage to the strip out table inside, where I conducted an unclothed body search, with negative results of contraband. I asked Woolen if he would submit to a urinalysis test, he stated yes. I then escorted Inmate Woolen to the bathroom. Woolen was given latex gloves and put them on before starting the Urine Sample, I was also wearing latex gloves. The container for the sample was new, I opened it and labeled the container with Woolens name and C.D.C. number. I observed woolen while he submitted a urine sample into the cup. Woolen handed me the cup where I sealed it in front of Woolen. I then placed the cup on the counter where Sgt. Hurtado and myself waited approximately five minutes for the test results. The On Track Roache cup presumptive urinalysis test, showed a positive results for T.H.C. At no time was the urine sample out of custody staff possession. The urine sample cup was turned over to SGT. Kirkland of the SEC investigative services unit.

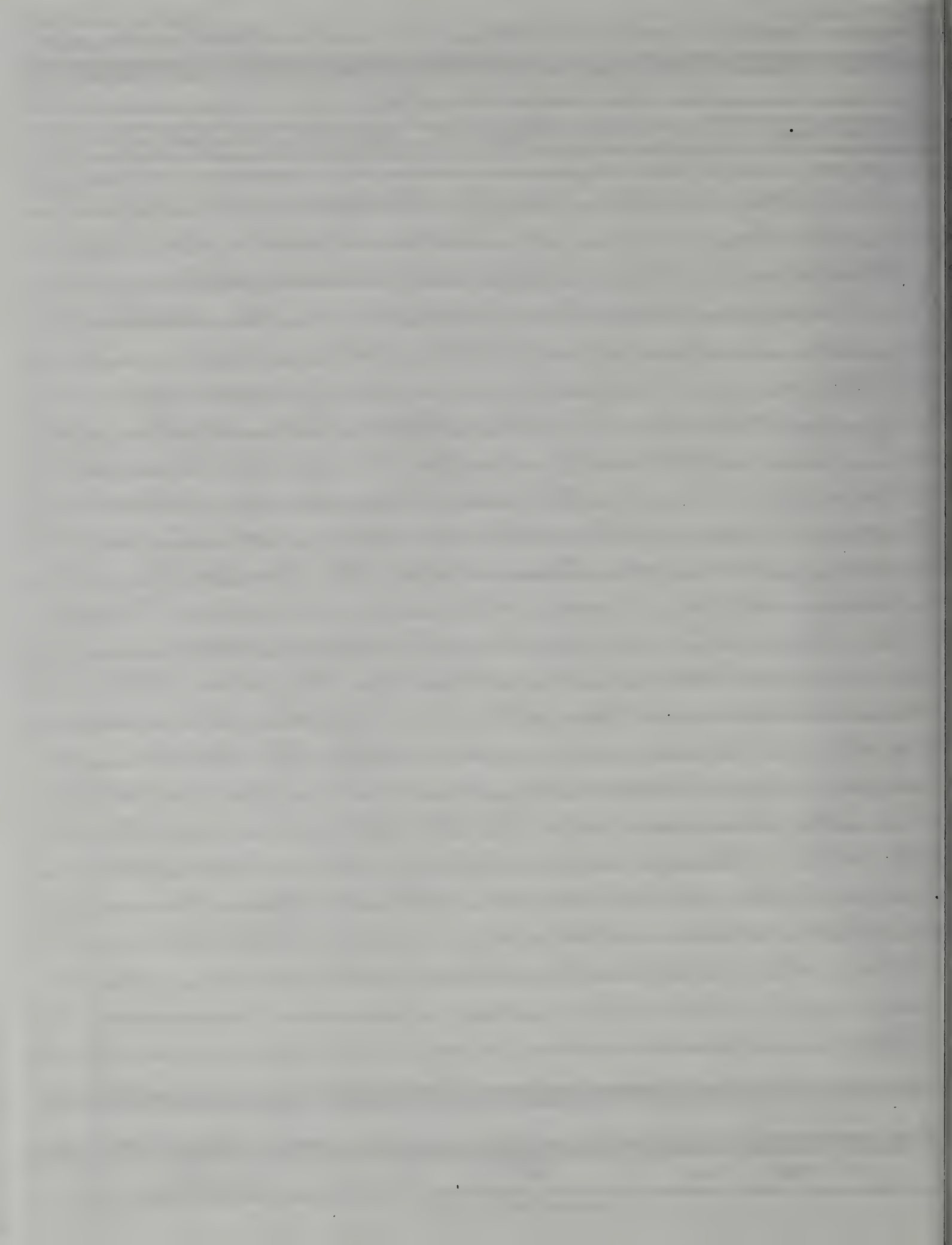
Reporting Staff's Signature	Date
C/O S. O. 2	
Reviewer's Signature	Date
[Signature] New	9-28-99

Inmate First Name/Initial	Badge #	Incident Date	Incident Log #
AY, K	45050	9-24-99	

Continuation of Report	<input type="checkbox"/> Additional Information	<input checked="" type="checkbox"/> Clarification Request
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On Friday September 24, 1999 at approximately 1015 hrs I was conducting an on Track Roache cup presumptive analysis test, of Inmate Foster J-40761 dorm 0605. I escorted inmate Foster from the receiving and release holding cage to the strip out table inside, where I conducted a unclothed body search, with negative results of contraband. I asked Foster if he would submit to a urinalysis test, he stated yes. I then escorted Foster to the bathroom. Foster was given latex gloves and put them on before starting the urine sample, I was also wearing latex gloves. The container for the sample was new, I opened it and labeled the container with Foster's name and C.D.C. number. I observed Foster while he submitted a urine sample into the cup. Foster handed me the cup where I sealed it in front of Foster. I then placed the cup on the counter where SGT. Hurtado and myself waited approximately five minutes for the test results. The on Track Roache cup presumptive urinalysis test, showed a positive results for Amphetamine. At no time was a urine sample out of custody staff possession. The urine sample cup was turned over to SGT. Kirkland of the S.C.C. Investigative Services Unit.

Reporting Staff's Signature	Date		
CIO S - a 07			
Officer Signature	Approved	Clarification Needed	Date
J. [Signature] Au	<input checked="" type="checkbox"/>	<input type="checkbox"/>	9-28-99



Officer Name Initial	Badge #	Incident Date	Incident Log #
Hurtado Jimmy D	13933	9-24-99	
Length of Service	Post Description	Incident Time	Report Date
13 years 9 months	Personnel Assignment	0800	9-24-99
RDO#	Duty Hours	Incident Location	
S/S H	0630 - 1500		

Description of Incident/Crime		CCR Section/Rule	
Your Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)	
<input type="checkbox"/> Primary	Kevin Day	Woolen P-22985	
<input type="checkbox"/> Responder		Foster J-40761	
<input checked="" type="checkbox"/> Witness			
<input type="checkbox"/> Victim			
<input type="checkbox"/> Camera			
Force Used by You	Less Lethal Weapons	Lethal Weapons	Force Observed by You
<input type="checkbox"/> Lethal	<input type="checkbox"/> 37mm	<input type="checkbox"/> Mini-14	<input type="checkbox"/> Lethal
<input type="checkbox"/> Less Lethal	<input type="checkbox"/> Baton	<input type="checkbox"/> Shotgun	<input type="checkbox"/> Less Lethal
<input type="checkbox"/> Physical	<input type="checkbox"/> OC N/A	<input type="checkbox"/> Handgun N/A	<input type="checkbox"/> Physical
<input checked="" type="checkbox"/> None	<input type="checkbox"/> Other	<input type="checkbox"/> Other	<input checked="" type="checkbox"/> None

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input checked="" type="checkbox"/> Yes	On Track Roche Cup	Relinquished TO	<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input type="checkbox"/> No	Presumptive Urinalysis Test	ISU	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	Bodily Fluid Exposure	SCF 3301/3067 Completed
<input type="checkbox"/> Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No			<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Narrative:

On Friday September 24, 1999 I supervised The on Track Roche Cup presumptive Urinalysis Testing of all inmates assigned To The Inmate Day Labor program. Inmate woolen, P-22985, dorm 3806, Tested positive for T.H.C. Inmate Foster J-40761, dorm 0605 tested positive for Amphetamines. Correctional officer K. Day who conducted The Test, relinquished The on Track Roche cup presumptive Urinalysis Test samples to ISU. Sgt R Kirkland For Processing. Per Institutional Policy both Inmate

Reporting Staff's Signature	Date		
[Signature]	9-24-99		
Reviewer's Signature	Approved	Classification Needed	Date
R. Bird Capt (A)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	9/24/99

Department of Corrections
 Supplement to the Crime/Incident Report (CDC Form 837)

Page: 2 of 2

Last Name, First Name, Initial	Badge #	Incident Date	Incident Log #
Hurtado, Jimmy	13933	9-24-99	

<input checked="" type="checkbox"/> Continuation of Report	<input type="checkbox"/> Additional Information	<input type="checkbox"/> Clarification Request
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Narrative:

Foster and woolens gate passes were rescinded.

Reporting Staff's Signature	Date		
<i>[Signature]</i>	9-24-99		
Supervisor's Signature	Approved	Clarification Needed	Date
<i>[Signature]</i> AW	<input checked="" type="checkbox"/>	<input type="checkbox"/>	9-28-99

Last Name, First Name (Initial)	Badge #	Incident Date	Incident Evg #
STEPHENS, GARY D.	43386	SEPT. 24, 1999	SLC-COP-99-09-0150
Length of Service	Post Description	Incident Time	Report Date
13 YRS. 9 MONTHS	FIRECHIEF/HAZMAT		SEPT. 27, 1999
RDO#	Duty Hours	Incident Location	
5-5-H	0630-1500	INMATE DAY LABOR WORKSITE	

Description of Incident/Crime		CCR Section/Rule	
Your Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)	
<input type="checkbox"/> Primary <input checked="" type="checkbox"/> Responder <input type="checkbox"/> Witness <input type="checkbox"/> Victim <input type="checkbox"/> Camera			
Force Used by You	Less Lethal Weapons	Lethal Weapons	Number of Rounds Fired
<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input checked="" type="checkbox"/> None	<input type="checkbox"/> 37mm <input type="checkbox"/> Baton <input type="checkbox"/> OC <input type="checkbox"/> Other:	<input type="checkbox"/> Mini-14 <input type="checkbox"/> Shotgun <input type="checkbox"/> Handgun <input type="checkbox"/> Other	<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input type="checkbox"/> None

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input checked="" type="checkbox"/> Yes	ERICO - CAOWELL	STARTING MATERIAL + MSDS 3281	<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input type="checkbox"/> No	ERICO - CAOWELL	WELDING MATERIAL + MSDS	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	Bodily Fluid Exposure	SCIF 3301/3067 Completed
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	N/A	N/A	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Narrative:

ON SEPTEMBER 24, 1999, AT APPROXIMATELY 1130 HOURS, I WAS REQUESTED TO REPORT TO THE INMATE DAY LABOR (IDL) WORKSITE. UPON ARRIVAL I WAS INSTRUCTED TO MAKE A DETERMINATION AS TO WHETHER OR NOT A PRODUCT USED IN SOLDERING ELECTRICAL WIRES COULD BE USED AS AN EXPLOSIVE. A BOX THAT WAS PARTIALLY USED WAS PRESENTED TO ME FOR A DETERMINATION. UPON INSPECTION OF THE CONTENTS OF THE BOX THERE WERE TWO PRODUCTS INSIDE. ONE WAS CAOWELD STARTING MATERIAL AND THE SECOND WAS CAOWELD ELECTRICAL WELDING MATERIAL. BOTH PRODUCTS APPEARED TO BE MADE BY ERICO INCORPORATION OUT OF SOLON, OHIO. I REQUESTED THE MATERIAL SAFETY DATA SHEETS (MSDS) FROM

Reporting Staff's Signature	Date
Gary D. Stephens	9/24/99
Reviewer's Signature	Approved
W. J. [Signature]	<input checked="" type="checkbox"/>
	Clarification Needed
	<input type="checkbox"/>
	Date
	9-28-99

Officer Name: First Name Last Name	Badge #	Incident Date	Incident Log #
STEPHENS, GARY D.	43386	SEPT 24, 1999	SCC-COP-99-09

<input checked="" type="checkbox"/> Continuation of Report	<input type="checkbox"/> Additional Information	<input type="checkbox"/> Clarification Request
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Narrative:
KEN KUISER, SUPERVISOR IDL. THEY COULD NOT PRODUCE THE SHEETS AS REQUESTED. I FOUND A TELEPHONE NUMBER ON ONE OF THE PRODUCT LABELS AND HAD THE COMPANY FAX ME COPIES OF THE MSDS'S. IT WAS MY DETERMINATION THAT THE PRODUCTS IN THIS REPORT COULD BE USED TO MAKE AN EXPLOSIVE. I CALLED ERIC AND REQUESTED TO SPEAK WITH A PRODUCT ENGINEER. THERE WAS A DELAY BY THE MANUFACTURE IN PROVIDING ANY INFORMATION DUE TO THE AVAILABILITY OF QUALIFIED EMPLOYEES THAT COULD ANSWER MY QUESTIONS. AT APPROXIMATELY 1440 HOURS I SPOKE WITH A PRODUCT ENGINEER IDENTIFIED AS MR. LOU COLARUSSO. HE CONFIRMED THE PRODUCT COULD BECOME EXPLOSIVE UNDER THE RIGHT CONDITIONS. MR COLARUSSO SAID THAT I SHOULD CONTACT A MR. DEAN MOORE, PRODUCT ENGINEER, WHO PREPARED THE MSDS AND WAS THEIR AUTHORITY ON THE CADWELL PRODUCT LINE. I WAS INFORMED THAT MR. MOORE WOULD NOT BE AVAILABLE UNTIL SEPTEMBER 27, 1999. AT THE DIRECTION OF WILLIAM HENSE, ASSOCIATE WARDEN, CENTRAL OPERATIONS, I TOOK POSSESSION OF THE HAZARDOUS MATERIAL THAT COULD POSE A SECURITY RISK TO THE INSTITUTION. THE PRODUCT WAS INVENTORIED AND STORED IN A SECURED BLOCK BUILDING AWAY FROM INMATES AND OTHER COMBUSTIBLE BUILDINGS.

Reporting Staff's Signature	Date		
Gary D. Stephens	9/24/99		
Reviewed Signature	Approved	Clarification Needed	Date
W. J. [Signature]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	9-28-99

Last Name, First Name Initial		Badge #	Incident Log #
FEE, JAMES C.		11258/P 34176	SCC-COP-99-09-0150
Length of Service	Post Description	Incident Time	Report Date
16 YEARS	CCII	0800 HOURS	09-24-99
RDO's	Duty Hours	Incident Location	
S/S	0730-1600		

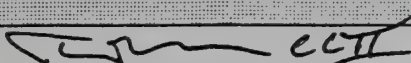
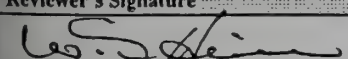
Description of Incident/Crime			CCR Section/Rule	
Your Role	Witnesses (preface S-Staff, V-Visitor, O-Other)		Inmates Involved (preface S-Suspect, V-Victim, W-Witness)	
<input type="checkbox"/> Primary <input checked="" type="checkbox"/> Responder <input type="checkbox"/> Witness <input type="checkbox"/> Victim <input type="checkbox"/> Camera				
Force Used by You	Less Lethal	Lethal Weapons	Number of Rounds Fired	Force Observed by You
<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input checked="" type="checkbox"/> None	<input type="checkbox"/> 37mm <input type="checkbox"/> Baton <input type="checkbox"/> OC <input type="checkbox"/> Other:	<input type="checkbox"/> Mini-14 <input type="checkbox"/> Shotgun <input type="checkbox"/> Handgun <input type="checkbox"/> Other	<input type="checkbox"/> N/A <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input checked="" type="checkbox"/> None

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	N/A	N/A	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	SCIF 3301/3067 Completed
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	N/A	N/A	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Narrative:

ON SEPTEMBER 24, 1999, AT APPROXIMATELY 0800 HOURS, I ASSEMBLED A GROUP OF SIX CORRECTIONAL COUNSELOR I'S TO CONDUCT INTERVIEWS OF THE INMATES, WHICH WORK FOR INMATE-DAY-LABOR. THESE INTERVIEWS STARTED AT APPROXIMATELY 0900 HOURS AND LASTED UNTIL 1330 HOURS. NO INFORMATION THAT WOULD LEAD TO ANY ILLEGAL ACTIVITY BY INMATE WORKERS OR STAFF IN IDL WAS OBTAINED.

Reporting Staff's Signature			Date
J. FEE, CORRECTIONAL COUNSELOR II 			9/27/99
Reviewer's Signature	Approved	Clarification Needed	Date
 <i>AW</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	9-28-99

ECOLOGY/IDL SEARCH

9-23-99

0700 WARDEN ADVISED HEISE OF THE NEED FOR A SEARCH PLAN.

0800 WARDEN INFORMED HEISE TO DEVELOPE A SERACH PLAN FOR ECOLOGY/IDL

9-24-99

0700 HEISE BRIEFED SERT

0730 HEISE BRIEFED ADMINISTRATION STAFF

0845 SERT WEIGHTS FOUND AT THE ECOLOGY. PETREY INFORMED HEISE THAT SGT. MCCLURE FOUND THE WEIGHTS AND WOULD AN ITEMIZED REPORT AND GIVE IT TO MARCY

0904 BOLT CUTTERS, VARIOUS TOOLS, TORCH, KNIVES FOUND IN OFFICER'S OFFICE AT ECOLOGY

0906 HEISE INFORMED SERT THAT THE WEIGHTS, LOCKERS, SPEAKERS, RADIOS ETC. IN ECOLOGY NEED TO GO. POPKE GETTING A TRUCK.

0918 FOLGER ADAMS KEY FOUND AND REPORTED TO HEISE IN THE MAIN OFFICE OF IDL.

0944 HEISE INFORMED SERT THAT ALL OF ECOLOGY NEEDS TO BE SEARCHED.

0945 HEISE ASKED OFFICER EKERT TO LAYOUT THE CONTENTS OF HIS LUNCH BOX. EKERT COMPLIED. PILLS WERE FOUND, HIESE NOTIFIED ISU.

1009 FIRE CHIEF STEPHENS BRIEFED HEISE REGARDING THE GUN POWDER/MAGNISUM CAPSULES. CHIEF STEPHES SAID THE CAPSULES SHOULD BE IN A FLAMABLE, SECURED LOCKER IN A CONCRET BUILDING.

1016 HEISE INFORMED KEN KESSLE THAT HE WANTS THE CAPSULES/EQUIPMENT STORED IN A SECURED CONCRETE BUILDING NOT AROUND ANY FLAMMABLE MATERIALS, AND INVENTORIED.

1041 HEISE INFORMED SGT. CALHOUN TO GET A TEAM TOGETHER TO SEARCH THE FIRESHOUS/LIVING QUARTERS.

1043 HEISE INFORMED SGT. KIRLAND TO GET AHOLD OF FEE TO FIND OUT IF THE CCI'S RECEIVED ANY INTELLIGENCE AND WHEN THE INTERVIEWS ARE COMPLETED THE IDL INMATES CAN RETURN TO WORK.

1052 HEISE CONTACTED FEE, APPROXIMATELY 1/3 OF THE INTERVIEWS ARE DONE THERE IS ONE CONFIRMED METH/ONE CONFIRMED THC.

1115 PERSONAL ADDRESS WAD FOUND IN A LOCKER OF AN INMATE AT THE FIREHOUSE.

1132 INMATE OLGUE, D04337, IS BEING PLACED IN AD-SEG FROM THE FIREHOUSE.

LAST TRANSACTION REPORT FOR HP FAX-700 SERIES

VERSION: 01.00

FAX NAME: WARDEN
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DATE: 28-SEP-99
TIME: 11:19

DATE	TIME	REMOTE FAX NAME AND NUMBER	DURATION	PG	RESULT	DIAGNOSTIC
3-SEP	11:12 S	9163224038	0:06:42	11	OK	663840100188

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MEMORANDUM

Date: September 14, 1999

To: See Distribution List

From: Sierra Conservation Center, Jamestown, CA, 95327

Subject: **SECURITY OF SENSITIVE PERSONNEL DOCUMENTS**

On September 5, 1999, Inmate Guyton, H-84870, was being processed for parole. Correctional Officer Scott discovered and confiscated numerous post-it notes, which contained personal information of staff and private citizens. As a result of this incident, a Task Force has been assigned to thoroughly scrutinize the security of sensitive personnel documents at Sierra Conservation Center.

Jim Fee, Correctional Counselor II, is assigned to chair this Task Force. Other staff assigned is:

- Sandy Gordon, Staff Services Analyst
- Ford Canutt, Correctional Lieutenant
- Steve Lay, Correctional Officer
- Ralph Storm, Correctional Officer
- Judy Munden, Business Manager II
- Janine Benjamin, AISA
- Irving Torres, Correctional Lieutenant
- Robert Bird, Correctional Lieutenant

Attached are the assignments for each of the above staff. Each designated staff is to complete the last column titled, "Status and Estimated Completion Date" by Monday, September 27, 1999, and submit the status report to Jim Fee. Several of the assignments are labor intensive and cannot be completed by September 27, 1999. In these cases, the staff member is to document the status of what has been completed and report an estimated completion date.

If you have any questions or require additional staff resources to complete your assignment, please see Jim Fee or Kathy Prosper, Chief Deputy Warden.



M. C. KRAMER
Warden

Attachments

cc: All listed staff
CDW
B. Heise, AW
J. Martin, AW

Memorandum

Date : September 29, 1999

To : G. RODRIGUEZ, Chief (A)
Program and Fiscal Audits Branch

From : Sierra Conservation Center, Jamestown, CA 95327

Subject : SECURITY OF SENSITIVE PERSONNEL DOCUMENTS AT SIERRA
CONSERVATION CENTER

On September 14, 1999 a Task Force was assembled to thoroughly scrutinize the security of sensitive personnel documents at Sierra Conservation Center.

For your review, please find attached:

1. A Corrective Action Plan which specifically outlines the policies, procedures and areas of the institution that will be reviewed and/or inspected by the Task Force.
2. Copies of all Task Force Audit Inspection Reports submitted regarding those areas of the institution that have already been inspected.

If you have questions or need further clarification regarding those documents and/or issues referenced above, you may contact J. Fee, Correctional Counselor II-Specialist at the Inmate Assignment Office at extension #5038.

M. C. Kramer
Warden

WRITTEN BY J. FEE

SECURITY OF SENSITIVE PERSONNEL DOCUMENTS

SIERRA CONSERVATION CENTER

Miguel

Review West State

CORRECTIVE ACTION PLAN	ASSIGNED TO	STATUS AND ESTIMATED COMPLETION DATE
1. Prepare memo to all SCC staff for Warden's signature, reminding staff to secure sensitive information at all times.	Jim Fee, CC II	Completed 09/14/99. Memorandum dated 09/14/99, titled "Security of Personal & Confidential Information" was prepared and distributed to all staff.
2. Per 5/21/99 memorandum by D. Tristan, review: Penal Code Section 832.8, DOM Sections 13030.30, 33010.31.4.2, 33010.31.4.3, 33010.31.4.4, 33010.31.4.5, 33010.31.4.6, and 33010.31.5. - Is SCC in compliance? - Do we have an institutional procedure (DOM Supplement/OP) on the security of sensitive personal documents? Do we need one? Prepare new or revised institutional procedure for Warden's signature.	S. Gordon, SSA	SCC has proper procedures in place for information systems, software (disk), and telephone security. However, DOM 22070, Employee Personal Property SCC supplement, should include the sensitivity of sanitizing magazines and other personal material.
3. Pull up a current list of all Inmate clerical positions. How long has each inmate been in each clerical job? Does SCC have an institutional procedure (DOM Supplement/OP) outlining restricting criteria for clerical assignment? Prepare new or revised institutional procedure for Warden's signature recommending improved security for inmate clerical assignments.	F. Canutt, Lieutenant	A list of all Inmate clerical positions was printed on 9/15/99. Per this list, 3 inmates have 2 or more years in their present assignment and 6 Inmates have just under 2 years in their present assignment. Under current institutional procedures Inmates may only remain in a job assignment for a maximum of 2 years. A list of the above referenced Inmates will go out to all divisions with a recommendation for reassignment.
4. Review all inmate assignments. Is there any other identified inmate assignments that may have access to sensitive information?	Jim Fee, CC II	A review of 30% of all inmate assignments has been completed. From this review, it has been determined that in some work areas (i.e. Camp Office, Procurement, Inmate Day Labor and Custody offices), Inmate Porters/Runners have access to "Inmate Access" computers with limited supervision. Upon completion of the review process, a list of all such Porter/Runner positions will be submitted with a recommendation for mandatory screening under current "Computer Related Crimes" (CRC) procedures. Estimated compl. 10/29/99.

SECURITY OF SENSITIVE PERSONNEL DOCUMENTS

SIERRA CONSERVATION CENTER

CORRECTIVE ACTION PLAN	ASSIGNED TO	STATUS AND ESTIMATED COMPLETION DATE
5. Search/Investigate the Recycling Plant. Interview staff/inmates. Is sensitive paperwork accessible to inmates? Are we sending sensitive paperwork as "hot trash" to Recycling?	S. Lay, ISU C/O R. Storm, C/O	The initial search of the Recycling Plant has been completed. An additional search will be done in the near future. Paperwork is now in progress to report the findings in this area. Estimated completion, 10/15/99.
6. Get a list of all inmate clerical assignments. Physically tour each work site. Check every computer for unauthorized information in the computer. Check all discs and other software/hardware. Submit report on findings of any sensitive/unauthorized information. Is each area in compliance with institutional procedures or security of computers?	J. Benjamin, AISA & S. Lay, ISU C/O	We have obtained the list of all inmate clerical assignments. A list of search areas is posted in taskforce office so each one can be checked off as completed. Thus far we have searched the work sites and computers in five of the 45 areas listed. Over 300 diskettes have been checked and appropriate action taken for disposition of same. Reports are either completed or in progress on these five sites. Many violations have been found are very time consuming. Estimated completion 30-45 days.
7. Review every training file in IST. Redact/Remove all sensitive personal information. Report findings of sensitive information.	I. Torres, IST Lieutenant	Total files to be reviewed = 1,150 Number of files reviewed to date = 819 Estimated completion date = 10/27/99. All documents containing sensitive information are being removed and stored, pending administrative decision.
8. Conduct search of all mailboxes in foyer. Report any findings of sensitive personal information.	R. Bird, Lieutenant	Completed 09/15/99. Sensitive information was found in the employee and institutional mailboxes (refer to memorandum dated 09/17/99 by R. Bird, Corr. Lt.). Per memorandum dated 05/21/99 by Deputy Director D. Tristan re: Security of Sensitive Personnel Documents, a recommendation has been made to move these mailboxes to either a secure office or to secure the current mailboxes with a lock and key to be retained by Foyer Officer.

SECURITY OF SENSITIVE PERSONNEL DOCUMENTS SIERRA CONSERVATION CENTER

CORRECTIVE ACTION PLAN	ASSIGNED TO	STATUS AND ESTIMATED COMPLETION DATE
9. Conduct search/investigate of lockers of all inmates assigned to clerk positions. Report any findings of sensitive or personal information.	S. Lay, ISU C/O & R. Storm, C/O	A total of 121 inmate clerk positions are listed on the roster. Thus far 14 lockers have been searched. In conjunction with #6 above, inmate's property is searched as the work area and computers are being checked. Reports are completed on this evidence as completed. Estimated time of completion, 30 - 45 days
10. Conduct review of all clerk positions with access to telephones. Determine full capabilities of telephone systems. Review phone logs. Report any unusual findings.	J. Benjamin, AISA & R. Storm, C/O	We have checked the phones in all the areas searched so far. Only one phone was found in need of a vision. That revision has been done. Phones are being checked at the same time the area search is done. Phones appear to be somewhat available in most inmate areas.
11. Conduct review of all clerk/porter positions assigned to Personnel/Procurement Office areas. Determine inmates access to confidential/sensitive material/forms and effectiveness of disposal procedures of such material. Report any discrepancies discovered.	J. Benjamin, AISA, S. Lay, ISU C/O & J. Munden, BM II	For safety and security reasons, the main focus at this time is to complete the areas inside the perimeter of the institution. The Procurement and personnel areas will be completed in a timely manner.
12. Conduct review of security practices of all "No Inmate Access Allowed" computers where inmates are assigned to work close-by. Report any findings of any practice that breach proper security procedures.	J. Benjamin, AISA, S. Lay, ISU C/O & R. Storm, C/O	In the areas checked so far, notations have been made in reports for signs needed. With the exception of five computers, all signs seem to be appropriate. This information is being incorporated into the reports.
13. Conduct an inspection of all work locations inside the security perimeter of the institution to determine if personal magazines, books, newspapers, letters, cell phones, computers (laptops) are present. Report any findings of any unauthorized release of sensitive information.	S. Lay, ISU C/O & R. Storm, C/O	As mentioned #11, our main focus at this time is the inspection of inside the security perimeter. Several addresses and sensitive information have been found. Reports are in progress on these serious issues. Estimated time of completion, 10/29/99.

State of California

Department of Corrections

Memorandum

Date : MAY 21 1999

o : Wardens

Subject: SECURITY OF SENSITIVE PERSONNEL DOCUMENTS

The purpose of this memorandum is to reiterate the need to have a local procedure developed for the security of sensitive personnel documents.

Please refer to Penal Code, Section 832.8, Departmental Operations Manual, Sections 13030.30, 33010.31.4.2, 33010.31.4.3, 33010.31.4.4, 33010.31.4.5, 33010.31.4.6, and 33010.31.5.

Documents that contain any of the following information on an employee or an employee's family needs to be secured at all times:

- Addresses
- Telephone numbers
- Drivers license numbers
- Social Security numbers
- Any other sensitive information

This would include documents such as time sheets, In-Service-Training sign-in sheets, accident reports, Travel Expense Claims etc. These documents should be stored in a secure, lockable container at all times to ensure the security of sensitive employee information.

In addition to document security, provisions need to be in place for the secure storage of personal items such as purses and briefcases while the employee is at their work site to prevent any inmate access.

Wardens

Page 2

If you have any questions, please contact your Regional Administrator.
For technical questions, please contact Kurt Rost, Associate
Governmental Program Analyst, Program Support Unit, at (916) 323-8380.

ORIGINAL SIGNED BY

DAVE TRISTAN

DAVID TRISTAN
Deputy Director
Institutions Division

cc: Lewis N. Jones
K. W. Prunty
M.T. Pickett
Bill Dieball
John R. Depue

Jesse Edwards
Robert McKee
Holly McDonald
Maria Lucy Armendariz
Ken Hurdle

Chris Weaver
L'Tanya Eddings
Kurt Rost

Memorandum

Date : September 14, 1999

To : ALL STAFF

From : *Sierra Conservation Center, Jamestown, CA 95327*

Subject : SECURITY OF PERSONAL & CONFIDENTIAL INFORMATION

Recently, an incident occurred involving an In-Service Training (IST) Inmate Clerk and the lack of proper security of personal and confidential information. On September 5, 1999, while searching the inmate's personal property during parole check-out, staff discovered a 3 1/2" floppy computer disk (containing a State Purchase Order form and his personal resume), and various pieces of paper containing confidential information regarding approximately fifteen (15) Sierra Conservation Center (SCC) employees.

Subsequently, an investigation was initiated and is ongoing at this time. However, preliminary reports have determined that the inmate in question acquired various types of information (i.e. Social Security Numbers, personal telephone numbers, personal home addresses, and dates of birth), on a number of SCC employees.

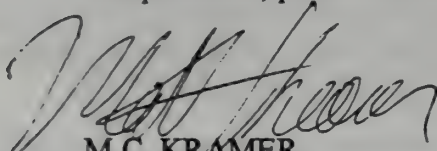
At this time, an assessment of all available evidence (which includes the results of a comprehensive poly-graph examination conducted on 09/09/99), reveals that this information, although not used to the best of our knowledge, was intended to be used in the furtherance of the crime of Credit Card Fraud upon the inmate's parole. As such, we are thankful for the professional diligence of our staff in R&R who conduct thorough searches of all inmate property whether it is entering or exiting the institution.

In the future, please note that you can do your part to prevent the loss of confidential information:

- Never turn documents such as travel expense claims, fund raiser, or personal checks over to an inmate clerk for processing. As well, do not place such documents in an unsecured institutional mailbox.
- Do not leave donated or personal magazines, books or newspapers lying around at the work site with your personal mailing address on them.
- While wearing your State I.D. Card on the outside of your clothing, please assure that the card is secured properly to your garment to prevent accidental loss. Also, do not publicly display the reverse side of your I.D. Card while interacting with inmates as the back of this card contains such critical information as your date of birth, height, weight, eye/hair color and California Drivers License number.

- When discarding confidential or highly sensitive documents the material to be discarded should not just be placed in a bag labeled "Hot Trash" and set aside for pick-up but rather such documents should be shredded by you personally.
- Do not post personal information, such as your home telephone number and address, on the bulletin board located in the main Snack Bar lobby when selling personal property.
- While exiting your personal vehicle in the employee parking lot please ensure that your vehicle doors are locked and that all sensitive documents such as personal mail or "For Sale" signs do not expose sensitive information (i.e. your home telephone number or personal mailing address).

Your attention with this matter is greatly appreciated. If you have any questions regarding this memo, or if you feel that any of your personal information has been compromised, please feel free to contact my office at extension 5422.



M.C. KRAMER
Warden

Memorandum

Date : September 20, 1999

To : JIM FEE
Correctional Counselor II
Task Force Coordinator

From : Sierra Conservation Center, Jamestown, CA, 95327

Subject : **SECURITY OF SENSITIVE DOCUMENTS TASK FORCE REFERENCE MATERIAL**

After review of CDC/SCC policies and procedures relating to security of sensitive documents and computer-related security the following are currently in place for reference:

1. CDC DOM Section 13030, Information Practices: specifically subsections: 13030.2 through 13030.9, 13030.23, and **13030.30** (Security of Records) through 13030.32.
2. CDC DOM Section 14060, Records Management: specifically subsection 14060.7.8.
3. SCC DOM Supplement to 21070 Gifts and Donations
4. DOM 33010.31 through 33010.31.4.3 Personnel Policies (Rev 7/99)
5. CDC DOM Section 49060, Special Security Considerations
6. SCC DOM Supplement to 51100, Employee Services
7. SCC OP #010, Education Services, Section VI. Computer Security
8. SCC OP #011, Information Systems Security and Guidelines
9. CCR Section 3041.3 Inmate Access to Computers (NCDR Rule Change #99/03)
10. Records Retention Handbook 1998 (in various locations throughout the institution)

After review of the following data, I recommend the following measures be taken to promote staff awareness regarding sensitive personnel documents:

- 22070 Employee Personal Property SCC supplement should include the sensitivity of sanitizing magazines and other personal material. Also, storage of purses, briefcases, etc. away from inmate access. I will be completing this by 10/15/99. This is shown as Item #2 on your action plan.
- Our procedures clearly and adequately outline systems and software (disk) security. However, it appears we are **not in compliance** with Information Practices, Subsection 13030.3.1, Training, in that SCC employees are not "provided general training in policies, procedures and regulations governing the collection, maintenance, use, disclosure, and destruction of personal information." This could be incorporated into the 7K and/or "Correctional Awareness" portion of Block Training. I was a T-4-T instructor for

Security of Sensitive Documents
Page 2

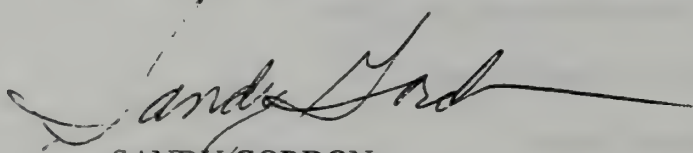
Information Practices years ago and have provided IST with an old lesson plan to work off of. This training has not been in the curriculum for a long time. The lesson plan will be expanded to meet current security needs. IST has advised me that staff training could be completed through 7K by the cycle ending 10/25/99.

- DOM Sections 62010 Classification and/or 53010 IWTIP should delineate the criteria for which an inmate may be assigned to a computer job/vocational program assignment from classification to AISA review, etc. before placed in that assignment. This is shown as Item #3 on your Corrective Action Plan and an addendum to the above two supplements is being authored by F. Canutt and is estimated to be completed by 10/15/99.

Please contact me for copies of any of the above information or you may review the material in my office in Room 147 of the Administration Building.

I may have further data as the task force performs its review of inmate access to sensitive/confidential information.

If you have any questions, please contact me at extension 5533.



SANDY GORDON
Staff Services Analyst

cc: F. Canutt
J. Munden
J. Benjamin
S. Lay
I. Torres
R. Storm
R. Bird

SECURITY OF SENSITIVE PERSONNEL DOCUMENTS

SIERRA CONSERVATION CENTER

CORRECTIVE ACTION PLAN	ASSIGNED TO	STATUS AND ESTIMATED COMPLETION DATE
1. Prepare memo to all SCC staff for Warden's signature, reminding staff to secure sensitive information at all times.	Jim Fee, CC II	
2. Per 5/21/99 memorandum by D. Tristan, review: Penal Code Section 832.8, DOM Sections 13030.30, 33010.31.4.2, 33010.31.4.3, 33010.31.4.4, 33010.31.4.5, 33010.31.4.6, and 33010.31.5. - Is SCC in compliance? - Do we have an institutional procedure (DOM Supplement/OP) on the security of sensitive personal documents? Do we need one? Prepare new or revised institutional procedure for Warden's signature.	S. Gordon, SSA	SCC has good procedures in place for information systems, software (disk), and telephone security. However, DOM 22070, Employee Personal Property SCC supplement, should include the sensitivity of sanitizing magazines and other personal material. Also, the storage of briefcases, purses, etc. away from inmate access. Estimated completion date 10/15/99. SCC is not in compliance with Information Practices, 13030.3.1 Training (copy attached); however, IST has scheduled 7K training and has made a recommendation to the administration that all staff take the two hour class. Estimated completion date for custody 7K is 10/25/99.
3. Pull up a current list of all Inmate clerical positions. How long has each inmate been in each clerical job? Does SCC have an institutional procedure (DOM Supplement/OP) outlining restricting criteria for clerical assignment? Prepare new or revised institutional procedure for Warden's signature recommending improved security for inmate clerical assignments.	F. Canutt, Lieutenant	
4. Review all inmate assignments. Is there any other identified inmate assignments that may have access to sensitive information?	Jim Fee, CC II	

LIST OF IM's That have Computer access

CDC	NAME	YARD	BED	ArrivedSec	ASSIGN	DESCR	CLERK SINCE
C71565	DUCHENE	5T1	00000000126U	19930630	CLK%3.545	TUOL VOC MILL & CABINET CLERK	
D66211	WASHINGTON	5T2	00000000217L	19931111	CLK-N.705	TUOL BLDG #5 CLK 3/W	
J07352	RAMIREZ	MAD	4700000016L	19940325	CLK-2.248	HOSP CUSTODY CLERK PM	4/5/97
C14439	FEDERICO	5T2	00000000207L	19940606	CLK%3.543	TUOL OFC SERV CLERK	12/13/97
H00324	VILLACRES	3T1	00000000143L	19940630	CLK-3.486	TUOL ADMIN 2ND CLERK	
J83730	GUTIERREZ	MAF	7400000012L	19951220	CLK%3.119	VOC AUTO CLERK	7/30/97
C45693	CECCATO	4T1	00000000132L	19960110	CLK-4.521	TOUL REC CLERK	
J82180	SHARMA	MAF	7500000006L	19960124	CLK%2.104	EVE LIT PROG CLERK	10/1/97
H94441	BORGES	5T2	00000000239L	19960207	GAR%G.002	PIA PRODUCTION CLERK	
J86645	NGUYEN	MAF	7400000017L	19960301	PHO-3.030	FAM/VISIT CLK PHOTO	10/23/97
E73299	HARRIS	4T2	00000000207L	19960530	CLK%3.546	TUOL OFC MACHINE REPAIR CLER	
K07317	MATA	MAD	4300000008L	19960604	CLK-2.300	(P)R&R FIRST CLERK 2/W	
D13148	REESE	MAF	7400000006L	19960701	CLK-2.050	(P)MAR CCII CLK	
J15870	BYRUM	5T1	00000000110L	19960822	AIC-2.001	ART CLERK	
J15870	BYRUM	5T1	00000000110L	19960822	AIC-2.001	ART CLERK	
H07360	STARKS	GY0	00000000002L	19960911	CLK-5.080	MAR UNIT REL CLK	10/25/97
H07360	STARKS	GY0	00000000017L	19960911	CLK-5.080	MAR UNIT REL CLK	10/25/97
K17714	JOHNSTON	5T2	00000000234U	19960913	TEA%4.152	TUOL OFFICE SERVICES	
H77955	SANDERS	H50	00000000004L	19961007	CLK%3.141	TUOL EDUC CLERK/AIDE	
H64249	DIXON	5T1	00000000146U	19961018	CLK%2.140	GED CLERK	
H77756	WILKERSON	4T1	00000000127U	19961018	CLK-3.412	TUOL CUL RELIEF CLERK	
H92949	GREEN	4T2	00000000229L	19961112	CLK-4.447	TUOL BLDG #4 CLERK - AM	
J84738	TORRES	MAF	7400000007L	19970107	CLK%2.103	EDUCATION CLERK	
K31404	HAMPSHIRE	1T2	00000000227U	19970116	TEA%3.244	TUOL ESL PM AIDE	
C70139	ALEXANDER	MAF	7100000001L	19970227	CLK%3.120	VOC B&F CLERK	
H47054	JUAREZ	MAF	7400000004L	19970507	CLK-2.247	HOSP CUSTODY CLK AM	
J07788	WILLIAMS	GY0	00000000010L	19970519	CLK-2.011	WATCH OFC DMS CLERK 1/W	6/10/97
J07788	WILLIAMS	GY0	00000000010L	19970519	CLK-2.011	WATCH OFC DMS CLERK 1/W	6/10/97
K42525	KIRBY	4T1	00000000114U	19970709	TEA%3.142	TUOL PRE-RELEASE AIDE	
K42525	KIRBY	4T1	00000000114U	19970709	TEA%3.142	TUOL PRE-RELEASE AIDE	
K42227	HUTSON	1T1	00000000102L	19970805	TEA%3.240	TUOL ESL PM AIDE	
J65610	LOZANO	MAD	48000000001U	19970813	MKW-2.058	CULINARY STOREROOM CLERK	
H23759	CABRAL	GY0	00000000004L	19970930	CLK-5.069	MAR UNIT CLK 1/W	10/16/97
H23759	CABRAL	GY0	00000000004L	19970930	CLK-5.069	MAR UNIT CLK 1/W	10/16/97
K51104	CORDOVA	3T1	00000000101U	19971016	LIB-N.106	TUOL LIBRARY CLERK	
J72468	WARE	MAF	7500000018L	19971204	PHO-3.002	(P)PHOTO LAB CLERK	
K73528	KESTER	5T2	00000000209U	19971218	TEA%4.150	TUOL OFFICE SERVICES	
K73512	LASTRA	4T1	00000000134L	19980121	LIB-N.106	TUOL LIBRARY CLERK	
K75723	KIMBLE	MAE	59000000002L	19980121	CLK-2.284	WATCH OFC CUSTODY CLK 3/W	
C91471	ORTEGA	MAF	71000000002L	19980202	CLK-4.181	STATIONERY CLERK	
E65674	MOON	MAD	44000000001L	19980224	CLK-3.382	AMERICAN INDIAN TREASURER CL	
J34671	AMEZCUA	MAD	39000000016L	19980225	TEA%3.104	ACADEMIC AIDE	
E76668	ALLEN	5T2	00000000214U	19980309	CLK-2.121	(P)TUOL UNIT CLERK	
K82310	FERGUSON	3T2	00000000232U	19980316	CLK%3.544	TUOL PRINT & GRAPH ARTS CLERK	
K74531	THOMAS	MAE	51000000009U	19980320	CLK%2.102	PRE-RELEASE CLERK	
K07986	CORBITT	FH0	9	19980401	FHS%2.001	(P)CLERK/DISPATCHER	
J00074	WILLMAN	5T1	00000000106L	19980414	CLK-N.705	TUOL BLDG #5 CLK 3/W	
K87898	WELCH	MAE	5600000010U	19980416	CLK-2.036	CAMP TECH FOOD RATION CLK-MA	
H64743	SHORT	4T2	00000000232U	19980424	GAR-G.003	PIA PERSONNEL CLERK	
J92912	CHISOM	MAD	49000000010L	19980425	CLK-4.509	TUOL YARD CLERK - PM	
D17631	DILLARD	3T1	00000000105L	19980426	CLK-N.703	TUOL BLDG #3 CLK 3/W	
K00734	KIRCH	4T1	00000000122U	19980428	CLK%4.520	TUOL OFC MACHINE REPAIR CLER	
K00734	KIRCH	4T1	00000000122U	19980428	CLK%4.520	TUOL OFC MACHINE REPAIR CLER	
C35239	ALLEN	4T1	00000000114L	19980616	CLK-3.131	TUOL CHAPLAIN CLK/PTR	
K86481	AHU	MAE	60000000002L	19980618	CLK-3.304	R&R CLERK 3/W	
K97102	PRATT	CAB	26000000016L	19980622	CLK-5.103	CAL CCII PORTER/INTER	
K46580	FORD	5T2	00000000247U	19980629	CLK-2.485	TUOL ADMIN LEAD CLERK	
K98677	GILMORE JR.	MAF	76000000001U	19980716	CLK-2.316	CAPTAIN'S CLERK	
H87514	MENDONSA	3T2	00000000229L	19980717	TEA%3.143	GED AIDE	
J76890	PHILLIPS	MAE	61000000009L	19980728	CLK%3.123	VOC MEAT CLERK	
P02392	MAYO	MAF	75000000001L	19980803	CLK%1.001	INMATE ASSIGN LEAD CLERK	
K80616	BRYANT	GY0	00000000044L	19980806	CLK-4.568	EHU 3/W CLERK	
K80616	BRYANT	GY0	00000000044L	19980806	CLK-4.568	EHU 3/W CLERK	
K36822	EVANS	5T2	00000000219L	19980814	CLK%4.144	TUOL PRE-RELEASE AIDE	
P03905	VELASQUEZ	GY0	00000000019L	19980827	CLK%4.407	EHU 2/W CLERK	

CDC	NAME	YARD	BED	ArrivedScc	ASSIGN	DESCR	CLERK SINCE
P03905	VELASQUEZ	GY0	00000000019L	19980827	CLK%4.407	EHU 2/W CLERK	
K68261	WILLIAMS	MAF	7500000018U	19980827	CLK-3.182	(P)SUPPORT W.H. POSTING CLK	
D75419	HANDY	5T2	00000000246L	19980828	CLK-2.411	TUOL CUL CLERK AM	
P07631	HONG	MAF	7500000006U	19980831	CLK-4.015	WATCH OFC CENT POS SEG CLER	
J84990	BOST	MAD	4200000007L	19980904	CLK-4.091	MAR YARD RELIEF CLERK	
H62288	SHARP	5T1	00000000135L	19980910	CLK-5.473	TUOL UNIT PTR/CLK TRAINEE	
H76202	EDMONDSON	GY0	00000000081L	19980928	CLK%2.406	EHU 2/W CLERK	
K96381	LOZANO	4T1	00000000119U	19980929	CLK-3.532	TUOL CLOTHING ROOM CLERK	
P09141	HOUSTON	CAA	08000000001L	19981021	CLK%2.203	PROCUREMENT PROP CLK	
K53302	ARMSTRONG	1T2	00000000250L	19981021	CLK%4.143	TUOL ESL AM CLERK	
K65475	ROOT	4T2	00000000211L	19981023	COM%3.001	CRP CLERK	
P10955	GONZALE-TO	6T1	0000000037U	19981026	TEA%4.147	TUOL EDUC CLERK/AIDE	
P06609	BREWART	CAC	3100000012L	19981026	CLK%3.118	VOCATIONS CLERK	
E71339	CAMERON	CAB	2400000011U	19981029	CLK-2.026	CLK CUL CUSTODY 3/W	
P12490	WILSON	3T2	00000000214L	19981029	TEA%3.141	TUOL ABE 1-2 AIDE	
K36136	CASTILLO	4T2	00000000240U	19981029	TEA%4.146	TUOL EDUC CLERK/AIDE	
H20915	GRAY	CAC	3000000015U	19981102	CLK-3.124	CAL UNIT 2ND CLERK 3/W	
J45186	HERFI	MAD	42000000003L	19981105	CLK-2.054	MAR HOUS/STAT CLK	
P13774	MUNIAIN	MAF	7500000014L	19981105	CLK-4.013	WATCH OFC RELIEF CLERK 1/W	
E96366	RENTERIA	GY0	00000000063L	19981110	CLK-3.032	MAR CUST/DISP CLK 3/W	
C97323	MASQUARTE	GY1	00000000146L	19981112	CLK-5.569	EHU ORIENT CLK/JAN	
C97323	MASQUARTE	GY0	00000000031L	19981112	CLK-5.569	EHU ORIENT CLK/JAN	
J91354	SCOTT	MAE	6000000007U	19981124	CLK-3.285	DUCAT CLK WATCH OFC	
D41482	STARK	6T1	0000000010L	19981209	CLK-3.481	TUOL HSNG CLERK BLDG 6 3/W	
H75727	CHEEK	GY0	00000000044U	19981210	CLK%N.408	EHU 3/W CLERK	
P15078	FANIEL	MAF	73000000006L	19981210	TEA%2.106	ACADEMIC AIDE	
P13201	ROMERO	MAE	51000000002U	19981215	CLK-2.173	CLERK LAUNDRY/DRYCLEANER	
P14956	MCCOY	CAC	3000000012L	19981217	CLK-2.123	CAL UNIT LEAD CLERK 3/W	
P15224	GONZALES	CAC	3000000003L	19981222	CLK-2.249	HOSP CLERK TYPIST	
J74333	MYLAS	GY0	00000000030L	19981223	CLK-2.250	HOSP CLERK TYPIST	
P20523	BURSEY	MAF	6400000007L	19981228	CLK-3.206	I/M ASSIGN 103B CLK	
K54044	TORRES	6T1	0000000048L	19981229	CLK-N.706	TUOL BLDG #6 CLK 3/W	
J65914	ROBERTS	1T1	00000000120L	19981230	TEA%3.140	TUOL ESL AM AIDE	
P17551	TORRES	MAE	5200000013L	19990108	CLK%3.106	COMPUTER LAB CLERK	
D81747	MC CANN	3T1	00000000122L	19990112	CLK-4.482	TUOL HSNG CLERK BLDG 6 RELIEF	
D81747	MC CANN	3T1	00000000122L	19990112	CLK-3.480	TUOL HSNG CLERK BLDG 6 2/W	
P20657	HARRIS	3T2	00000000234U	19990112	CLK%4.142	GED CLERK	
P18067	CORDTZ	CAA	0600000007L	19990114	CLK-2.215	(P) MAINT. STOCK CLK	
P18722	YOUNG	CAC	27000000002L	19990120	IAC-3.002	MAC CLERK	
K83896	CONTRERAS	MAE	58000000004L	19990125	CLK-4.055	MAR PHONE CLK	
P20669	XIONG	MAE	5700000012L	19990126	CLK%3.122	VOC MILL & CAB CLERK	
P19857	CHATHAM	MAE	5100000014L	19990127	CLK-4.056	RELIEF CLK AM/PM	
J44338	TYLER	MAF	6600000012L	19990127	CLK-4.012	WATCH OFC CLERK 1/W	
H91544	MASHBURN	CAA	1200000018L	19990128	CLK-N.049	CAL RADIO ROOM WORKER	
P17479	LEGG	MAE	5600000014L	19990128	CLK%3.108	PRE-RELEASE CLERK	
P22499	DEFAZIO	MAE	5300000007U	19990128	CLK-2.031	MAR CLK 3/W	
K84003	EGGLESTON	5T2	00000000208L	19990128	GAR-G.001	PIA ADMIN CLERK	
P24239	FRASER	MAD	4300000014L	19990202	TEA%3.100	ACADEMIC AIDE	
P16480	GONZALES	CAB	2500000003L	19990202	CLK-4.255	HOSP BILING INTERPRETER	
J89110	BILLIARD	CAB	2600000015L	19990205	CLK-5.106	CAL PHONE CLERK AM	
P21755	GILLASPIE	CAC	28000000009L	19990210	CLK-N.010	INMATE ASSIGNMENT TRAINEE	
K78814	BARRERA	CAA	0700000012U	19990216	CLK%3.107	EDUCATION CLERK	
P14501	RUBIO	MAF	67000000002L	19990219	CLK-2.040	(P) SNACK BAR CLERK	
H42286	THIERRY	MAD	42000000008L	19990224	CLK-5.052	MAR PHONE CLK/PTR	
P23694	GRIFFIN	MAE	6100000001U	19990224	TEA%3.102	ACADEMIC AIDE	
K41405	CORKER	CAC	37000000002L	19990308	CLK-N.048	CAL RADIO ROOM WORKER	
J89418	PARKER	CAB	2200000010L	19990310	CLK-3.287	WATCH OFC CLK 3/W	
P18184	DANIEL	MAF	6900000011U	19990310	TEA%4.109	ABE I-II AIDE	
P25443	JAMES	MAE	58000000009L	19990312	CLK-2.246	HOSP INFIRM CLK AM	
P28113	HUTCHINSON	MAF	6600000016U	19990312	TEA%3.107	ABEII AIDE	
P06081	WILSON	CAA	0400000012U	19990316	CLK-3.288	DUCAT CLK WATCH OFC	
P21565	MCCALL	CAB	23000000005L	19990316	OWC-4.150	CREW 3 TOOL CLERK	
D06275	MELERO	MAD	42000000006L	19990317	CLK%3.110	EDUC/VOC PREP CLERK	
J78474	ALANIZ	1T1	00000000118L	19990318	TEA%3.144	TUOL ESL AM AIDE	
P27445	STAGGS	CAA	0100000010U	19990318	CLK-N.046	CAL RADIO ROOM WORKER	

CDC	NAME	YARD	BED	ArrivedSec	ASSIGN	DESCR	CLERK SINCE
K77805	LEWIS	CAC	3000000004U	19990318	CLK-5.045	CAL RADIO ROOM WORKER	
P18368	HAYES	MAE	5600000018U	19990323	TEA%4.271	VOC SILK SCREENING	
H00674	STEPHENSO	4T2	00000000239L	19990331	CLK-2.474	TUOL FRIENDS OUTSIDE CLERK	
P29417	BURGOS	MAD	5000000004L	19990331	CLK-N.057	MAR VISIT RUNNER	
K39528	PEREZ	CAB	1800000008L	19990405	CLK-N.107	CAL REL PHONE CLERK	
P18092	TOLENTINO	CAB	2200000008U	19990407	CLK%2.221	PLANT OPS CLERK, TYPIST	
P23890	EDWARDS	CAA	0700000016U	19990408	CLK-4.138	CAL UNIT CLERK	
D29030	CHAMBERS	CAA	0200000006L	19990414	CLK-4.102	CAL CCII CLERK	
J16902	JONES	MAD	4400000017L	19990414	CLK-4.301	R&R SECOND CLERK 2/W	
P25793	DAVIDSON	CAB	1700000016L	19990414	CLK-2.039	CAMP TECH FOOD RATION CLK-MA	
K00702	ATHERTON	MAE	5600000016L	19990415	CLK%2.198	(P)PHYSICAL FITNESS CLERK	
K24696	SMALL	MAF	7500000004U	19990415	CLK-3.371	MUSLIM CLERK	
J58636	JIMENEZ	MAD	4600000001L	19990419	CLK-4.034	MAR YARD CLK 3/W	
P27665	ROMINE	MAD	4200000004U	19990419	CLK-4.058	MAR YARD CLERK AM	
P31669	FELIX	3T1	00000000118L	19990419	TEA%3.145	GED AIDE	
E08004	SULLIVAN	5T2	00000000206L	19990420	CLK-4.459	TUOL BLDG #5 CLERK - AM	
P29421	DOMINGUEZ	MAD	5000000004U	19990421	CLK-3.053	MAR CUST/DISP CLK	
P29495	SMITH	CAA	1000000009U	19990421	CLK-2.002	CLK TYPIST PROCUREMENT	
P32992	ZIZUMBO	MAE	5800000002L	19990422	CLK-3.348	CATHOLIC CHAPLAIN CLERK	
E54662	TRILLO	CAA	0500000002L	19990422	CLK-N.127	CAL UNIT PHONE CLERK 3/W UTIL	
J88873	PRATT	CAA	0400000015U	19990429	CLK%2.202	PROCUREMENT DOC CLK	
P31815	GUTIERREZ	CAA	0600000004U	19990430	CLK-4.105	CAL CLERK AM	
P26678	WHITE	MAF	7300000001U	19990430	TEA%3.101	ACADEMIC AIDE	
K40264	FISKE	GY0	00000000013L	19990502	CLK%3.317	IASA CLERK/AIDE EDUC	
P31773	POWELL	CAA	0700000008U	19990503	CLK-4.047	CAL RADIO ROOM WORKER	
P03565	FRANK	MAE	5100000001U	19990504	CLK-4.109	MARIPOSA TIMEKEEPING CLERK	
K86635	MIRANDA	MAD	4500000014U	19990505	CLK%3.105	PRE-RELEASE CLERK	
P29474	TYRER	CAB	1700000006U	19990506	CLK-4.205	I/M ASSIGN ROVER/135 CLERK	
J02454	AVILA	CAA	0200000010U	19990506	CLK-2.037	(P) CAMP RATIONS CLERK	
P34278	VIRGER	MAF	6800000017U	19990506	CLK-4.033	MAR REL CLK 3/W	
J83171	HART	4T1	00000000101U	19990508	IAC-3.014	TUOL MAC CLERK	
J83171	HART	4T1	00000000101U	19990508	IAC-3.014	TUOL MAC CLERK	
P31798	TIGNER	MAF	7100000007U	19990511	CLK%2.199	RECREATION CLERK	
D48266	YANKO	MAD	4600000015L	19990511	CLK-3.305	R&R CLERK 3/W	
P34291	LARGENT	CAB	1600000017U	19990511	CLK%2.235	CAMP CLERK	
P30443	OSORIO	MAD	4200000018L	19990513	CLK-4.256	HOSP BILING INTERPRETER	
J79487	PATTIS	CAA	0500000015U	19990517	CLK-N.126	CAL UNIT PHONE CLERK 3/W	
P34281	MARTIN	CAB	1300000009U	19990517	CLK-3.175	CLOTH RM CLERK	
J17966	DEWITT	MAE	6000000010L	19990517	TEA%2.273	VOC SILK SCREENING	
C78270	JOHNSON	4T2	00000000223L	19990524	CLK-4.423	TUOL BLDG #1 CLK - AM	
J95538	CHAIRES	CAA	0300000017U	19990525	CLK-4.162	CAL YARD CLERK AM	
P30529	FLORES	MAE	5100000013U	19990525	CLK-N.153	MAR YARD CLK 3/W	
P31944	SELBY	CAA	0200000004L	19990527	CLK-4.104	CAL CLERK AM	
P26416	FELTON	CAA	0900000002U	19990527	CLK-4.360	PROTESTANT CHAPLAIN 2ND CLK	
E71244	SERNA	HS0	00000000001U	19990603	CLK-5.052	MAR PHONE CLK/PTR	
C42186	ANDERSON	MAE	5700000006L	19990604	CLK-3.286	WATCH OFC DUCAT CLK 3/W	
K81224	LE	3T2	00000000218U	19990607	CLK-4.498	TUOL UNIT RELIEF CLERK	
P34534	PIANTANIDA	GY0	00000000065U	19990616	TEA%3.103	ACADEMIC AIDE	
P35007	YOUSEPH	CAC	3100000005U	19990616	CLK-N.289	WATCH OFC CLK TRAINEE	
K86935	WILSON	CAA	0800000001U	19990617	TRA-2.021	TOOL CLERK	
P37175	CAMERON	MAD	4100000017U	19990617	CLK-N.011	INMATE ASSIGNMENT TRAINEE	
P29305	HALL	GY0	00000000040U	19990617	CLK-4.301	R&R SECOND CLERK 2/W	
P40176	MALDONADO	MAF	7200000006L	19990622	TEA%3.106	ACADEMIC AIDE	
J38922	WIGINGTON	MAE	5800000017L	19990622	CLK-N.303	R&R CLERK TRAINEE	
P36048	FRANCO	MAD	4800000005U	19990622	TEA%N.110	ESL EDUC AIDE (MAIN)	
P36874	BARRIOS	CAB	2300000013U	19990623	CLK-2.261	DENTAL CLERK	
P40505	PIERCE	MAE	5300000016L	19990624	CLK%3.210	GYM ISSUE ATTENTDANT CLERK	
J85816	STAFFORD	GY0	00000000045L	19990626	CLK-2.567	EHU 3/W CLERK	
P40206	KOZA	CAB	1700000008L	19990630	CLK-2.013	CLK CUL LEAD 2/W	
P31836	HOLLARN	MAE	5200000016L	19990701	CLK-2.272	WATCH OFC CLERK 2/W	
K07264	HALL	CAB	2600000008L	19990702	CLK-N.139	CAL RELIEF CLERK	
E90055	NEFOS	CAC	3500000015U	19990706	CLK%3.121	VOC MASONRY CLERK	
P42838	STEARNS	CAA	1100000012U	19990706	CLK-2.202	TIME GAP CLERK	
J48333	BARTLETT	MAF	6900000002U	19990707	CLK%2.100	OFc SUPV EDUC CLERK	
K34058	WHITE	5T2	00000000208U	19990707	CLK-2.201	(P) TUOL UNIT CLERK	

CDC	NAME	YARD	BED	ArrivedSec	ASSIGN	DESCR	CLERK SINCE
P39746	PADILLA	MAD	4000000007L	19990707	CLK-5.051	MAR CCII INTERP/PTR	
J07465	MCGRANAH	CAA	0200000012U	19990707	CLK-5.150	CAL YARD CLERK TRAINEE 3/W	
J30557	NORTON	CAA	0700000015U	19990713	CLK-4.108	CAL TIMEKEEPER CLERK AM	
P41821	HANEY	MAF	7100000009U	19990714	CLK-3.204	INMATE ASSIGN ROVER/135 CLERK	
K53430	FIGUEROA	MAD	4000000001L	19990714	CLK-4.203	CLASSIFICATION CLK / TYPIST	
J72341	SMITH	MAE	6200000006L	19990714	CLK-N.302	R&R RELIEF CLERK 2/W	
P40562	APARICIO	MAF	6700000001L	19990715	CLK-N.273	WATCH OFC CLERK 2/W TRAINEE	
P39853	URCIEL	CAB	2400000006L	19990715	CLK-N.111	CAL VISITING RUNNER	
P38106	ENGLAND	CAA	1200000014U	19990719	CLK-N.151	CAL YARD CLERK TRAINEE 3/W	
D50736	HILL	CAB	2200000005L	19990720	CLK-4.125	CAL YARD LEAD CLERK 3/W	
P40663	RODRIGUEZ	MAF	7000000011U	19990720	TEA%4.108	ACADEMIC AIDE	
H26767	WELCH	4T1	00000000110L	19990722	CLK-4.497	CLASSIFICATION CLERK	
K78810	REYNA	MAF	6300000007U	19990804	CLK%2.101	OFC SUPV EDUC CLERK	
P42964	GAGE	MAD	4200000010U	19990810	CLK-3.032	MAR CUST/DISP CLK 3/W	
J98638	BOWEN SR.	CAC	3800000015L	19990811	CLK-2.109	(P) CAL LT CLERK	
J38923	HUGHES	MAE	5300000001L	19990817	PHO-2.001	(P)PHOTO LAB CLERK	
E74236	COLEMAN	3T2	00000000221L	19990819	CLK-4.435	TUOL BLDG #3 CLERK - AM	
H84010	WALLACE	6T1	0000000016U	19990823	CLK-4.482	TUOL HSNL CLERK BLDG 6 RELIEF	
P20194	MC DERMOT	CAA	0400000014L	19990824	CLK-3.359	(P) PROTESTANT CHAPLAIN CLK	
H04646	HOLLOWAY	MAE	5800000012L	19990825	CLK-4.035	MAR YARD REL CLK 3/W	
C35239	ALLEN	4T1	00000000114L	19990826	CLK-3.131	TUOL CHAPLAIN CLK/PTR	
P28947	DELEE	GY0	00000000003U	19990827	CLK%4.111	ACADEMIC CLERK	
P28947	DELEE	GY0	00000000003U	19990827	CLK%4.111	ACADEMIC CLERK	
P41493	DOLIN	CAC	3300000015U	19990903	CLK-4.014	CLK CUL TRAINEE 2/3/W	
J01538	WILKS	CAA	0900000018L	19990904	CLK-3.603	FTP 3RD CLERK	
P15097	PASSON	CAB	1600000016U	19990904	CLK-2.602	FTP 2ND CLERK	

Memorandum

Date : September 28, 1999

To : James Fee
Correctional Counselor II

From : Sierra Conservation Center, Jamestown, CA, 95327

Subject : SECURITY AUDIT OF IN-SERVICE TRAINING FILES

The purpose of this memorandum is to provide you with an update on the security audit of employee files in the In-Service Training Department.

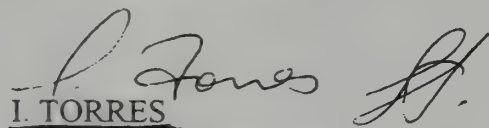
As of September 28, 1999, IST staff have audited a total of 819 employee files. As there are a grand total of 1,150 files, there are 331 files remaining. Estimated date of completion of the remaining files is October 27, 1999.

Sensitive information including full social security numbers, home addresses, birthdates and telephone numbers were found on the following documents:

1. Modular quizzes
2. Academy Certification (PC 832)
3. New Employee Information Sheets
4. Educational Incentive Pay Forms
5. Apprenticeship Agreement DAS
6. Veteran's Administration Form
7. Range Scoresheet
8. Check Out Sheet
9. Medical Certificates
10. Medical History
11. Supervisor's Certificate of Salary Adjustment
12. Academy Cadet Evaluations

In addition, the 7K training period which runs from October 4, 1999, through October 31, 1999, will include a class on the Information Practices Act specifically covering security of sensitive documents.

If you have any further questions or concerns, please contact me at extension 5463.


I. TORRES
Correctional Lieutenant
IST Manager

Memorandum

Date : September 17, 1999

To : J. Fee
Correctional Counselor II
Task Force Chairman

From : *Sierra Conservation Center, Jamestown, CA 95327*

Subject : SENSITIVE DOCUMENTS TASK FORCE

As a member of the Sensitive Personnel Documents Task Force, my role was to conduct a search of all mailboxes in the foyer and report any findings of sensitive personal information found.

On Wednesday, September 15, 1999, with the assistance of Correctional Sergeant J. Hurtado, I conducted the search and found several pieces of mail containing 'sensitive' information.

In the mailboxes for each unit or division, the following was found:

- IST: A certificate containing an employee's name and address, apparently mailed by the Medical Department.
- Records: A copy of a PERS Health Benefits form for a Records employee apparently mailed by Personnel.
- Medical: A copy of a PERS Health Benefits form for a medical employee again apparently mailed by Personnel.
- Calaveras Unit: An Employee Action Request form for an employee assigned to the unit apparently mailed by Personnel.
- Mariposa Unit: An Employee Action Request form for an employee assigned to the unit apparently mailed by Personnel.
- Personnel Assignment: Employee badges mailed from RA McGee Correctional Training Center.
- Personnel: Employee Action Request forms and FLSA Employee sign-in timesheets. The employee apparently mailed the Employee Action Request forms to Personnel. The FLSA sheets were placed in the mailbox after the Custody Captain's review.

It should be noted that several unit or division mailboxes contained computer disks. Some of the disks were labeled for a specific area and day from Records. Other disks without labels were in some of these mailboxes. The unlabeled disks were checked for sensitive information, however, none was found.

The alphabetical staff mailboxes contained the following sensitive information:

- Notice of Personnel Action
- Employee Action Requests
- Garnishment Orders
- Time Release Bank Form
- SCIF 3301 & SCIF 3067 Workman's Compensation forms.

Personnel apparently mailed these items to the employees.

- Travel Expense claims returned to the employee by the Travel Audit Unit
- Vehicle registration from DMV to an employee whom used the institution's P O Box
- Bank statement listing an employee's name and address.
- Listing of approximately twenty custody staff phone numbers.
- Two large envelopes mailed from CDC Selection Support Section to SCC, Attention A. Young, containing original fingerprint cards and copies of other fingerprint cards, which were apparently returned by DOJ. The institution does not have an employee by the name of A. Young.

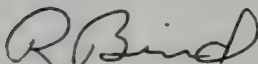
I retained all the documents, which contained sensitive information, until I was able to deliver them to the appropriate employee. The envelopes containing fingerprint cards were given to Bonnie Gatz, IPO

Some of the mail containing sensitive information was sealed and labeled in red letters 'Confidential', however, some were labeled 'Confidential' in blue or black ink, while others were not labeled 'Confidential' nor sealed.

To comply with the memorandum dated May 21, 1999, titled "Security of Sensitive Personnel Documents", the institution would need to provide mailboxes in a secure area where inmates are not allowed—such as the Watch Office or Control. Or, the institution would need to provide locking mailboxes with a key being kept by the Foyer Officer. Whenever an employee needed in the mailboxes, they would obtain the key from the Foyer Officer, retrieve their mail, secure the mailboxes, and return the key to the officer.

If the institution chooses to relocate the mailboxes, there is a vacant room next to the Personnel Assignment Office (located on the Plaza). The mailboxes could be located in this room, which is secured, and could be keyed to a common lock used in numerous areas.

This concludes my assignment for the Task Force, unless otherwise directed.



R. BIRD

Correctional Lieutenant

Personnel Assignment/Central Division

**SECURITY OF SENSITIVE PERSONNEL DOCUMENTS
AUDIT INSPECTION REPORT**

AREA:
FIRE HOUSE

DEPARTMENT:
BUSINESS SERVICES

SUPERVISOR:
CAPTAIN G. STEPHENS

INMATE NAMES IN AREA	NUMBERS
1. CORBITT	K07986
2.	
3.	

☐ IN COMPLIANCE

☒ NON-COMPLIANCE

The following discrepancies have been identified in your assigned area. These discrepancies are to be corrected by:

G. STEPHENS

And re-inspected by the Audit Team

SPECIFIC VIOLATIONS:

1. INACCURATE INVENTORY OF COMPUTER DISKS
2. TWENTY UN-INVENTORIED 1.44 FORMATTED FLOPPY DISKS FOUND IN POSSESSION OF INMATE CLERK
3. GREYHOUND BUS SCHEDULES FOUND WITH COMPREHENSIVE MAP OF AREA NEAR PRISON
4. 837-C FOUND IN POSSESSION OF INMATE CLERK OF INMATE SUICIDE (WOODS J47523) AUTHORED BY SGT. T. WEDEL
5. CLEAR LAMINATION SHEETS FOUND IN INMATE LOCKER (COULD BE USED TO FORGE GATE PASS)
6. OVER ONE HUNDRED FLOPPY DISKS IN INMATE POSSESSION-TEAM SUGGESTS CUTTING DOWN THE NUMBER

STAFF INVOLVED IN INSPECTION

C/O R. STORM R. Storm

DATE 9-16-99

C/O S. C. LAY SC Lay

DATE: 9-16-99

JANINE BENJAMIN-INFORMATION SYSTEMS
ANALYST N/A DATE _____

SIERRA CONSERVATION CENTER SECURITY OF SENSITIVE PERSONNEL DOCUMENTS SEPTEMBER 1999

AREA:

FIRE HOUSE

DEPARTMENT:

BUSINESS SERVICES

SPECIFIC REASON FOR NON-COMPLIANCE (CONT)

7. INMATE HAD COMPUTER GAMES ON COMPUTER AND DISK

8. INMATE HAD PASSWORD TO COMPUTER IN FIRE HOUSE OFFICE

9. TELEPHONE IS UNPROTECTED FROM INMATES CALLING OUTSIDE

10. FOUND MAGAZINE IN AREA WITH FIREFIGHTER WOOD'S HOME P.O. BOX

SECURITY OF SENSITIVE PERSONNEL DOCUMENTS AUDIT INSPECTION REPORT

AREA:

INMATE DAY LABOR

DEPARTMENT:

BUSINESS SERVICES

SUPERVISOR:

KEN KUSLER

INMATE NAMES

CDC NUMBER

1. COLE

J74896

2. BUNDESON

K83175

3 DAVIDSON

J33555

☐ IN COMPLIANCE

☒ NON-COMPLIANCE

The following discrepancies have been identified in your assigned area. These discrepancies are to be corrected by:

K. KUSLER

And re-inspected by the Audit Team

SPECIFIC VIOLATIONS:

1. FOUND ORIGINAL 1697 TIME SHEETS AND COPIES OF TIMECARD BUBBLE SHEETS IN INMATE DAVIDSON'S

DESK DRAWER. INMATE APPEARS TO HAVE ACCESS TO ALL ORIGINAL 1697 FILES IN FILE CABINET

2. FOUND RECOMMENDATION LETTERS WRITTEN BY INMATES FOR INMATES TO TAKE OUT ON THE STREET

ON INMATE ACCESS COMPUTER. ALSO DISCOVERED SEVERAL GAMES ON BOTH COMPUTER AND DISKS

3. (200) 1.44 FLOPPY DISKS FOUND IN INMATES DESK WITH NO INVENTORY OF DISKS EVER CREATED

4. INMATE DAVIDSON ADMITTED TO BACKING UP FILES ON NO INMATE ACCESS ALLOWED COMPUTER

5. SAFE (CONSISTING OF A FELT PEN THAT HAD THE END MELTED AND THE INSIDES HOLLOWED OUT)

WAS FOUND IN INMATE DAVIDSON'S DESK DRAWER

STAFF INVOLVED IN INSPECTION

C/O R. STORM

R. Storm

DATE

9-20-99

C/O S. C. LAY

SC Lay

DATE:

9-20-99

JANINE BENJAMIN INFORMATION SYSTEMS NALYST

Janine Benjamin

DATE

9/20/99

SIERRA CONSERVATION CENTER SECURITY OF SENSITIVE PERSONNEL DOCUMENTS SEPTEMBER 1999

AREA:

INMATE DAY LABOR

DEPARTMENT:

BUSINESS SERVICES

SPECIFIC REASON FOR NON-COMPLIANCE (CONT)

6. (10) ZIP DISKS FOUND IN INMATE DESK-UNINVENTORIED

7. DETAILED MAP OF AREA AROUND PRISON FOUND IN GENERAL AREA OF INMATE DESKS

8. MANY PERSONAL FILES OF INMATE CLERKS FOUND ON HARD DRIVE INCLUDING PERSONAL RESUMES

9. MAGAZINE FOUND IN INMATES DESK WITH IDL WORKER KEITH RAMOS HOME ADDRESS ON IT

10. FIFTY PIERCING RINGS FOUND IN INMATE DAVIDSON'S DESK DRAWER OF THE KIND FOUND ON THE
 CALVERAS AND MARIPOSA YARDS IN THE LAST SIX MONTHS

11. OUR TELEPHONES WITHOUT LOCKS FOUND IN AREA, INMATES ABLE TO ACCESS OUTSIDE LINES
 WITHOUT GOING THROUGH THE OPERATOR OR SIERRA CONSERVATION CENTER SWITCHING
 SYSTEM (NO WAY TO MONITOR OR RETRIEVE OUTGOING TELEPHONE CALLS)

Memorandum

CONFIDENTIAL

Date : September 22, 1999

To : James Fee
Taskforce Team Leader

From : Sierra Conservation Center, Jamestown, CA. 95327

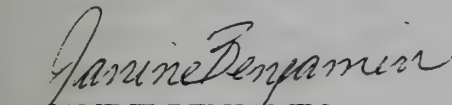
Subject: **CHECK OF IDL COMPUTER DISKETTES**

The Sensitive Information Taskforce has completed the inspection of the computer diskettes that were confiscated from the IDL office on September 17, 1999.

The team inspected a total of 203 floppy diskettes. It was found that 77 were blank, 89 contained files appropriate for use by inmates and 37 contained information that should not be in the possession of inmates.

Some of the inappropriate files found on the 37 diskettes included games, screen savers, setup for Windows programs, Norton rescue, defrag, debug, Qbasic and undelete, to name a few. These types of files are a clear violation of the procedures outlined in OP11, Section D Inmate Access. Due to these findings, the team will maintain control of the 37 prohibited diskettes. C/O R. Storm has returned the remaining 166 to the IDL supervisor.

Additionally, 8 recently purchased Zip disks were inspected. There were no files on any of these disks, therefore, they will also be returned to the IDL supervisor.


JANINE BENJAMIN
Information Systems Analyst

Memorandum

Date : September 20, 1999

To : J. Fee
Sensitive Information
Task Force Leader

From : Sierra Conservation Center, Jamestown, CA. 95327

Subject: Serious Key Control Incident

On Friday, September 17, at approximately 1100 hours, the Sensitive Information Task Force, consisting of Janine Benjamin, A.I.S.A. and Correctional Officers S. Lay and R. Storm did an unannounced audit of the Inmate Day Labor Office area. While auditing one of the computers in the area, the Audit Team observed an inmate, identified as Cole J74896, walk into the IDL Office area and approach IDL Supervisor Steve Padgett and ask for "the keys". Padgett removed a set of keys with approximately (6) keys and a 6" crescent wrench on a key ring. He handed Inmate Cole the keys, but before releasing them, made eye contact with us and stated, "Oh, I'll get it". He then got up from his desk and walked out the office door with Cole. At approximately 1130 hours, the Audit Team left the IDL area to confer with Team leader J. Fee.

At approximately 1500 hours, the Audit Team returned to the IDL office. Upon entering the office area, we observed Steve Padgett and Ken Kussler in a separate office having a meeting. Two IDL inmate clerks were in the office area unsupervised emptying the trashcans. We observed the same keys from the previous meeting laying on Mr. Padgett's desk with one of the inmates approximately 6" to 8" from the keys on the desk. We maintained observation of the keys, and prior to Mr. Padgett's return approximately (5) minutes later, We confiscated the keys. As Mr. Padgett returned to the room and sat at his desk, We approached him and asked him to identify the keys on the key ring. He explained that one of the keys was to his Post Office Box, another was to the front door of his house, one was his vehicle key, and the rest were IDL keys that opened several door locks in the area. I explained to Mr. Padgett the importance of proper key control and returned his keys to him.

I then asked Mr. Padgett if the desktop computer on his desk was a State computer and he replied that it was his personal computer. I asked him if there was any personal information on the computer and he stated in the affirmative.

He went on to explain that there were Social Security numbers and personal information on the "casual" employees of IDL. There is no password protection being utilized on the computer. Further inspection of the computer's files revealed personal information on Mr. Padgett including his home phone number, Post Office box number, Social Security number and home address.

C/O R. STORM R. Storm DATE 9-20-99
C/O S. C. LAY S. C. Lay DATE 9-20-99
JANINE BENJAMIN Janine Benjamin DATE 9/20/99
INFORMATION SERVICES ANALYST

DISTRIBUTION:
WHITE - CENTRAL FILE
BLUE - INMATE (2ND COPY)
GREEN - ASU
CANARY - WARDEN
PINK - HEALTH CARE MGR
GOLDENROD - INMATE (1ST COPY)

INMATE'S NAME
DAVIDSON

CDC NUMBER
J-33555

REASON(S) FOR PLACEMENT (PART A)

- ☒ PRESENTS AN IMMEDIATE THREAT TO THE SAFETY OF SELF OR OTHERS
☐ JEOPARDIZES INTEGRITY OF AN INVESTIGATION OF ALLEGED SERIOUS MISCONDUCT OR CRIMINAL ACTIVITY
☒ ENDANGERS INSTITUTION SECURITY ☐ UPON RELEASE FROM SEGREGATION, NO BED AVAILABLE IN GENERAL POPULATION

DESCRIPTION OF CIRCUMSTANCES WHICH SUPPORT THE REASON(S) FOR PLACEMENT On Monday, September 20, 1999, information was received by the Watch Officer that you, Inmate DAVIDSON, J-33555, Dorm/Bed #36-11L, were in possession of documents containing sensitive personnel information which could threaten the safety of staff and the safety and security of the Institution. Based on the above, you, Inmate DAVIDSON are being placed in Administrative Segregation per orders of Correctional Lieutenant J. Cardenas pending an investigation into the matter by the Institutional Security Unit (I.S.U.). You are not to be interviewed by any staff except I.S.U. personnel. Your case will be reviewed by appropriate staff as soon as practical.

<input type="checkbox"/> CONTINUED ON ATTACHED PAGE (CHECK IF ADDITIONAL)		<input type="checkbox"/> IF CONFIDENTIAL INFORMATION USED, DATE OF DISCLOSURE: / /	
DATE OF ASU PLACEMENT 09-20-99	SEGREGATION AUTHORITY'S PRINTED NAME J. CARDENAS	SIGNATURE LIEUTENANT	
DATE NOTICE SERVED	TIME SERVED	PRINTED NAME OF STAFF SERVING ASU PLACEMENT NOTICE	SIGNATURE
<input type="checkbox"/> INMATE REFUSED TO SIGN		INMATE SIGNATURE	CDC NUMBER

ADMINISTRATIVE REVIEW (PART B)

The following to be completed during the initial administrative review by Captain or higher by the first working day following placement

STAFF ASSISTANT (SA)

INVESTIGATIVE EMPLOYEE (IE)

STAFF ASSISTANT'S NAME	TITLE	INVESTIGATIVE EMPLOYEE'S NAME	TITLE
IS THIS INMATE: LITERATE? <input type="checkbox"/> YES <input type="checkbox"/> NO FLUENT IN ENGLISH? <input type="checkbox"/> YES <input type="checkbox"/> NO ABLE TO COMPREHEND ISSUES? <input type="checkbox"/> YES <input type="checkbox"/> NO FREE OF MENTAL HEALTH SERVICES DELIVERY SYSTEM NEEDS? <input type="checkbox"/> YES <input type="checkbox"/> NO DECLINING FIRST STAFF ASSISTANT ASSIGNED? <input type="checkbox"/> YES <input type="checkbox"/> NO Any "NO" requires SA assignment		EVIDENCE COLLECTION BY IE UNNECESSARY <input type="checkbox"/> YES <input type="checkbox"/> NO DECLINED ANY INVESTIGATIVE EMPLOYEE <input type="checkbox"/> YES <input type="checkbox"/> NO ASU PLACEMENT IS FOR DISCIPLINARY REASONS <input type="checkbox"/> YES <input type="checkbox"/> NO DECLINED 1ST INVESTIGATIVE EMPLOYEE ASSIGNED <input type="checkbox"/> YES <input type="checkbox"/> NO Any "NO" may require IE assignment	
<input type="checkbox"/> NOT ASSIGNED		<input type="checkbox"/> NOT ASSIGNED	

INMATE WAIVERS

<input type="checkbox"/> INMATE WAIVES OR DECLINES INTERVIEW WITH ADMINISTRATIVE REVIEWER	<input type="checkbox"/> INMATE WAIVES RIGHT TO 72 HOURS PREPARATION TIME
<input type="checkbox"/> NO WITNESSES REQUESTED BY INMATE	INMATE SIGNATURE
	DATE

WITNESSES REQUESTED FOR HEARING

WITNESS' NAME	TITLE/CDC NUMBER	WITNESS' NAME	TITLE/CDC NUMBER
WITNESS' NAME	TITLE/CDC NUMBER	WITNESS' NAME	TITLE/CDC NUMBER

DECISION: ☐ RELEASE TO UNIT/FACILITY ☐ RETAIN PENDING ICC REVIEW ☐ DOUBLE CELL ☐ SINGLE CELL PENDING ICC

REASON FOR DECISION:

PER CCR 3337, IN PERSON ADMINISTRATIVE SEGREGATION PLACEMENT INTERVIEW WAS CONDUCTED.

ADMINISTRATIVE REVIEWER'S PRINTED NAME	TITLE	DATE OF REVIEW	TIME	ADMINISTRATIVE REVIEWER'S SIGNATURE
CORRECTIONAL ADMINISTRATOR'S PRINTED NAME (if necessary)	CORRECTIONAL ADMINISTRATOR'S CO-SIGNATURE (if necessary)		DATE OF REVIEW	

DISTRIBUTION
WHITE - CENTRAL FILE
BLUE - INMATE (2ND COPY)
GREEN - ASU

CANARY - WARDEN
PINK - HEALTH CARE MGR
GOLDENROD - INMATE (1ST COPY)

HUNDESEN

CDC NUMBER
K-83175

REASON(S) FOR PLACEMENT (PART A)

- ☒ PRESENTS AN IMMEDIATE THREAT TO THE SAFETY OF SELF OR OTHERS
☐ JEOPARDIZES INTEGRITY OF AN INVESTIGATION OF ALLEGED SERIOUS MISCONDUCT OR CRIMINAL ACTIVITY
☒ ENDANGERS INSTITUTION SECURITY ☐ UPON RELEASE FROM SEGREGATION, NO BED AVAILABLE IN GENERAL POPULATION

DESCRIPTION OF CIRCUMSTANCES WHICH SUPPORT THE REASON(S) FOR PLACEMENT.

On Monday, September 20, 1999, information was received by the Watch Officer that you, Inmate HUNDESEN, K-83175, Dorm/Bed #42-07L, were in possession of document containing sensitive personnel information which could threaten the safety of staff and the safety and security of the Institution. Based on the above, you, Inmate HUNDESEN are being placed in Administrative Segregation per orders of Correctional Lieutenant J. Cardenas pending an investigation into the matter by the Institutional Security Unit (I.S.U.). You are not to be interviewed by any staff except I.S.U. personnel. Your case will be reviewed by appropriate staff as soon as practical.

<input type="checkbox"/> CONTINUED ON ATTACHED PAGE (CHECK IF ADDITIONAL)		<input type="checkbox"/> IF CONFIDENTIAL INFORMATION USED, DATE OF DISCLOSURE: / /	
DATE OF ASU PLACEMENT 09-20-99	SEGREGATION AUTHORITY'S PRINTED NAME J. CARDENAS	SIGNATURE	
DATE NOTICE SERVED	TIME SERVED	PRINTED NAME OF STAFF SERVING ASU PLACEMENT NOTICE	SIGNATURE
TITLE LIEUTENANT		STAFF'S TITLE	
<input type="checkbox"/> INMATE REFUSED TO SIGN		INMATE SIGNATURE	
		CDC NUMBER	

ADMINISTRATIVE REVIEW (PART B)

The following to be completed during the initial administrative review by Captain or higher by the first working day following placement

STAFF ASSISTANT (SA)		INVESTIGATIVE EMPLOYEE (IE)	
STAFF ASSISTANT'S NAME	TITLE	INVESTIGATIVE EMPLOYEE'S NAME	TITLE
IS THIS INMATE: LITERATE? <input type="checkbox"/> YES <input type="checkbox"/> NO FLUENT IN ENGLISH? <input type="checkbox"/> YES <input type="checkbox"/> NO ABLE TO COMPREHEND ISSUES? <input type="checkbox"/> YES <input type="checkbox"/> NO FREE OF MENTAL HEALTH SERVICES DELIVERY SYSTEM NEEDS? <input type="checkbox"/> YES <input type="checkbox"/> NO DECLINING FIRST STAFF ASSISTANT ASSIGNED? <input type="checkbox"/> YES		EVIDENCE COLLECTION BY IE UNNECESSARY <input type="checkbox"/> YES <input type="checkbox"/> NO DECLINED ANY INVESTIGATIVE EMPLOYEE <input type="checkbox"/> YES <input type="checkbox"/> NO ASU PLACEMENT IS FOR DISCIPLINARY REASONS <input type="checkbox"/> YES <input type="checkbox"/> NO DECLINED 1ST INVESTIGATIVE EMPLOYEE ASSIGNED <input type="checkbox"/> YES	
<input type="checkbox"/> NOT ASSIGNED Any "NO" requires SA assignment		<input type="checkbox"/> NOT ASSIGNED Any "NO" may require IE assignment	

INMATE WAIVERS

☐ INMATE WAIVES OR DECLINES INTERVIEW WITH ADMINISTRATIVE REVIEWER ☐ INMATE WAIVES RIGHT TO 72 HOURS PREPARATION TIME
☐ NO WITNESSES REQUESTED BY INMATE

INMATE SIGNATURE

DATE

WITNESSES REQUESTED FOR HEARING

WITNESS NAME	TITLE/CDC NUMBER	WITNESS NAME	TITLE/CDC NUMBER
WITNESS NAME	TITLE/CDC NUMBER	WITNESS NAME	TITLE/CDC NUMBER

DECISION: ☐ RELEASE TO UNIT/FACILITY ☐ RETAIN PENDING ICC REVIEW ☐ DOUBLE CELL ☐ SINGLE CELL PENDING ICC

REASON FOR DECISION

PER CCR 3337, IN PERSON ADMINISTRATIVE SEGREGATION PLACEMENT INTERVIEW WAS CONDUCTED

ADMINISTRATIVE REVIEWER'S PRINTED NAME	TITLE	DATE OF REVIEW	TIME	ADMINISTRATIVE REVIEWER'S SIGNATURE
CORRECTIONAL ADMINISTRATOR'S PRINTED NAME (if necessary)		CORRECTIONAL ADMINISTRATOR'S CO-SIGNATURE (if necessary)		DATE OF REVIEW

Memorandum

Date : September 23, 1999

To : J. Fee
Task Force Coordinator

From : *Sierra Conservation Center, Jamestown, CA 95327*

Subject : **DISCOVERY OF POSSIBLE EXPLOSIVE DEVICE/MATERIAL**

On Wednesday, September 22, 1999, at approximately 1000 hours, I produced one orange blasting cap to Correctional Officer B. Canaday that was discovered at the IDL Water Treatment Plant. Officer Canaday, who had prior education with blasting caps, informed me the device was discharged and safe. I was asked to submit a report of any other findings concerning blasting caps and my knowledge the findings of blasting caps.

Approximately three to four months ago, I discovered an orange color rounded tub with several feet of wire that also was colored wrapped around the tub at IDL. I did not know what this product was and placed it in the hot trash. A few weeks later, an inmate gave me an item that looked like the one I discovered, only this one was fragmented on one end.

I contacted IDL supervisor Ken Kusler and asked if he knew what this item was. Ken replied, "yes, its a blasting cap from when they blasted the rock base so we could start digging." I then asked Ken if the caps were dangerous and he stated, "no, they are all over this place, its no big deal."

I then placed the blasting cap in the hot trash and gave it to the Ecology officer. I did not know the safety concerns of this item until Officer Canaday informed me. At that point, the proper staff were notified and a search was started to locate the blasting caps that was left behind.

Please note: In the past couple months, I have had discussions with several inmates about the issue of blasting caps being found on IDL grounds. During these discussions, I was informed that these inmates had seen hundreds of the blasting caps on the site at IDL since their assignment to the project.



J. POPKE
Correctional Officer
IDL



MEMORANDUM

CONFIDENTIAL

Date : September 23, 1999

To : J. Fee
Task Force Leader

From : W.B. Canaday
Correctional Officer

Subject : **CONFIDENTIAL MATIERIAL**

On September 23, 1999, Correctional Officers R. Storm, S. Lay and myself conducted searches of certain areas of the Inmate Day Labor (IDL) water/sewer project located at the Northwest side of Sierra Conservation Center. The following documentation is information and/or items that we obtained during our searches.

At approximately 1030 hours, Correctional Officer J. Popke who is assigned to IDL, provided me with an object that he presumed was an explosive "blasting cap". I took possession of the object and because of my prior experience and training with explosives I was able to identify the object as a non-electric blasting cap. After removing dirt that was packed around the blasting cap, I was able to determine that the blasting cap had been discharged and was not "live". Officer Popke informed us that he had found numerous discharged caps and one "live" cap over the past several months. Officer Popke related the fact that up until a few weeks prior he did not know that the objects were explosive blasting caps. He ultimately found out by asking an IDL staff member what they were used for; the IDL staff member informed him that they were blasting caps and that they were "all over". At the time of their conversation, Officer Popke claims that this staff member had possession of what appeared to be a blasting cap with two wires coiled up and attached to the cap. Upon Officer Popke's description of the blasting cap, and my experience and training with explosives, it is my belief that he was describing an "electric blasting cap". I asked Officer Popke where he had deposited the blasting caps that he had gathered over the past several months; he informed me that because he did not know what they were at the time, he had disposed of the items per "Hot Trash" procedures.


At approximately 1240 hours, Officer Storm and myself searched the Ecology hot trash conex box. We discovered that the hot trash is hauled out approximately three (3) times a week and this particular morning the hot trash had been removed and hauled away. Therefore, there were no blasting caps located in the hot trash conex box.

At approximately 1305 hours, I found another discharged non-electric blasting cap in a metal basket that was located on the north side of the upper IDL storage yard. I also found unsupervised inmates in possession of starting fluid (ether), spray paint, and cutting torches.

At approximately 1330 hours, while searching IDL truck #7148, behind the seat, I discovered a complete "Layout Plan" and "Utilities Map" of the entire Main Side of the institution, including the security areas. The truck in question was unlocked with the windows down and not supervised by IDL staff. These maps detail all aspects of the structural design of the institution including surface compaction, the thickness of concrete surfacing, all exits/entrances, all structural measurements, map identifiers, utility access', maps out all drainage pipes and provides the size and diameter of said pipes, maps out the underground utility tunnel(s) and provides extremely technical information that is too lengthy to mention.

Currently, one (1) discharged blasting cap is in possession of ISU Officer Lay and the plans/maps and the other discharged blasting cap is locked in the temporary evidence locker located in Hearing Room #3.

I am deeply concerned about the safety of staff, inmates and the general public. I have experience dealing with these types of explosive devices and have the contacts to answer any questions that might arise.


W.B. Canaday
Correctional Officer

Memorandum

Date: 09/22/99

To: Matthew Kramer
Warden
Sierra Conservation Center

From: Ken Kusler
Construction Supervisor I
Inmate/Day Labor

Subject: **RESOLUTION (R.) FOR DISCREPANCIES OF THE
9/18/99 SECURITY AUDIT AT SCC IDL OFFICE.**

01. Found original 1697 time sheets and copies of timecard bubble sheets in inmate Davidson,s desk drawer. Inmate appears to have access to all original 1697 files in file cabinet.
R. The 1697 work sheets were archived in a box in the storage room. These records have now been moved to the office locked file cabinet.
02. Found recommendation letters written by inmates for inmates to take out on the street on inmate access computer. Also discovered several games on both computer and disks.
R. This sensitive information was confiscated by the Audit Teem.
03. (200) 1.44 floppy disks found in inmates desk with no inventory of disks ever created.
R. With the event of acquiring the new Zip Drives and Disk, the number of required floppy disk will be greatly reduced. All disk will be inventoried, all outdated floppy backup disk will be cleared of

information and disk not required for daily operation will be locked in a file cabinet or returned to IDL headquarters.

04. Inmate Davidson admitted to backing up files on "No Inmate Access Allowed" computer.
R. Normal backup and operations on these computers will be accomplished by state staff. Any assistance with computer operations will be requested of institution staff as recommended by the Warden.
05. A safe (consisting of a felt pen that had the end melted and the insides hollowed out) was found in inmate Davidson,s deck drawer.
R. This item was confiscated by Officer Lay.
06. (10) Zip Disk found in inmate desk-uninventoried.
R. These disk are to be the primary form of backup for our computers. They will be included in the disk inventory and those not being used in an ongoing manner will be locked in a file cabinet.
07. Detailed map of area around prison found in general area of inmate desks.
R. These maps were used to FAX or mail to vendors and manufacturer representatives. They have been removed from the bulletin board and placed in the locked file cabinet.
08. Many personal files of inmate clerks found on hard drive, including personal resumes.
R. This information was confiscated by the Audit Teem.
09. Magazine found in inmates desk with IDL worker Keith Ramos home address on it.
R. This was a post office box number, however, this issue was brought to the attention of Mr. Ramos at the time, and has been discussed with him again. Any such material brought on site will have sensitive information removed. At 0700 on 09/22/99, I held a meeting with my state staff as well as my casual staff and once again expressed the importance of keeping personal information from the inmates.
10. Fifty piercing rings found in inmate Davidson,s desk drawer of the kind found on the Calaveras and Mariposa yards in the last six months.
R. In searching our project for materials, it appears the rings came from the wire for a wire feed welder wrapped around a large phillips screwdriver shaft, then cut into pieces. These types of materials are used throughout the project.

11. Four telephones without locks found in area-inmates able to access outside lines with out going through operator or Sierra Conservation Center switching system (no way to monitor or retrieve outgoing telephone calls).
 - R. Inmates are not allowed use of the phones (incoming SCC extension calls from counselors excluded). No inmates, including the clerks, will be allowed in the office unless there is a free staff in the office and in plane view of the inmates. When there are no free staff in the office, the office will be locked. To stay in compliance, lock boxes will be fabricated and installed on the main office phones and on the FAX machine.
12. A privately owned PC is being used in the office.
 - R. The private PC is in the process of being donated to the state with all proper paper work and system check by ASA. Two computers will be received from IDL Headquarters on 09/23/99. Request services of Janine Benjamin on 09/24/99 to examine and verify new computers for SCC security compliance.
13. There is a FAX machine in the office.
 - R. See #11.

At the earliest convenience of the ISU, I would like to request training for myself and my state staff as how and what to look for in preventing security violations while carrying on our daily functions as a project office, especially as related to violations #2, 5, 8 and 10 listed above.

A reply to these suggested resolutions in a timely manner would be appreciated so we can continue your Waste Water Treatment Plant Project with minimum delays. If there are questions, you can reach me at extension 5496.



Ken Kusler
Construction Supervisor I

cc: Alan Neff, CS III
Bill Heise, AWCO
John Martin, AWBS

**SECURITY OF SENSITIVE PERSONNEL DOCUMENTS
AUDIT INSPECTION REPORT**

AREA:

SNACK BAR

DEPARTMENT:

BUSINESS SERVICES

SUPERVISOR:

BUSINESS SERVICES

INMATE NAMES IN AREA

CDC NUMBER

1.

2.

3.

☐ IN COMPLIANCE

\$\$= SERIOUS VIOLATION

☒ NON-COMPLIANCE

The following discrepancies have been identified in your assigned area. These discrepancies are to be corrected by:

SNACK BAR STAFF

And re-inspected by the Audit Team

SPECIFIC VIOLATIONS:



1. METAL TYPING STAND FOUND IN AREA-NOT ON INVENTORY. \$\$\$\$\$\$

2. EMPLOYEE ATTENDANCE RECORDS FOUND IN OFFICE WITH INMATE ACCESS.

3. STAFF NAME PLATE AND HAT WITH CORRECTIONS EMBLEM FOUND IN OFFICE WITH INMATE ACCESS. \$\$

STAFF INVOLVED IN INSPECTION

C/O R. STORM

DATE 9-27-99

C/O S. C. LAY

DATE: 9-27-99

SECURITY OF SENSITIVE PERSONNEL DOCUMENTS AUDIT INSPECTION REPORT

AREA:

PROTESTANT CHAPEL

DEPARTMENT:

ADMINISTRATIVE SERVICES

SUPERVISOR:

T. LITTLEJOHN

INMATE NAMES IN AREA

CDC NUMBER

1. MCDERMOTT

P20194

2. PATTON

P42896

3. OLDHAM

P42970

☐ IN COMPLIANCE

☒ NON-COMPLIANCE

The following discrepancies have been identified in your assigned area. These discrepancies are to be corrected by:

T. LITTLEJOHN

And re-inspected by the Audit Team

SPECIFIC VIOLATIONS:

1. EIGHT FLOPPY DISKS FOUND IN INMATES DESK THAT SUPERVISOR WAS NOT AWARE OF.
2. PHOTO COPY BLANKS OF COMMUNITY VOLUNTEER STATE IDENTIFICATION CARDS.
3. HAND DRAWN DIAGRAM OF CHAPEL AREA FOUND IN INMATE FILING CABINET.
4. SECURITY CLEARANCE FORMS FOR INSTITUTION VOLUNTEERS FOUND IN INMATE ACCESS FILING CABINET.
5. 1996 THROUGH 1999 FISCAL BUDGET FOR PROTESTANT CHAPEL FOUND IN INMATE FILE CABINET.
6. (5) POLAROID PHOTOS OF CHAPEL AREA FOUND IN INMATE FILE CABINET.
7. DETAILED MAPS OF ALL CAMP AREAS AND LOCAL AREAS.
8. A CAN OF FLAMMABLE WD40 FOUND NEXT TO WORD PROCESSOR BEHIND BOOKS ON INMATE DESK.

STAFF INVOLVED IN INSPECTION

C/O R. STORM

R. Storm

DATE

9-27-99

C/O S. C. LAY

[Signature]

DATE:

9-27-99

JANINE BENJAMIN/ A.I.S.A.

Janine Benjamin

DATE

9-27-99

SIERRA CONSERVATION CENTER
SECURITY OF SENSITIVE PERSONNEL DOCUMENTS
SEPTEMBER 1999

AREA:

PROTESTANT CHAPEL

DEPARTMENT:

ADMINISTRATIVE SERVICES

SPECIFIC REASON FOR NON-COMPLIANCE (CONT)

9. FULL SET OF SIERRA CONSERVATION CENTER OPERATIONAL PROCEDURES FROM 1990 FOUND IN
OFFICE AREA.

STATE OF CALIFORNIA
DEPARTMENT OF CORRECTIONS V-5497

COMMUNITY VOLUNTEER

NAME _____

TITLE _____

CDC FACILITY _____

WHOSE SIGNATURE APPEARS ON THE
MARGIN IS A TEMPORARY VOLUNTEER AT
THE ABOVE FACILITY FOR PERIOD
INDICATED ON BACK

BY _____

TITLE _____

CDC 902 (1/7/82) 64-40132

COMMUNITY VOLUNTEER

PHOTO

DATE OF BIRTH _____

HEIGHT _____

WEIGHT _____

COLOR HAIR _____

EYES _____

DATE ISSUED _____

EXPIRES _____

VOLUNTEER AFFILIATION _____

ADDRESS _____

CITY/ZIP _____

**SECURITY OF SENSITIVE PERSONNEL DOCUMENTS
AUDIT INSPECTION REPORT**

AREA:

PRE-RELEASE

DEPARTMENT:

BUSINESS SERVICES

SUPERVISOR:

C. MARK/ C. HACKETT

INMATE NAMES IN AREA

CDC NUMBER

1. LEGG, JAMES

P17479

2. THOMAS, MICHAEL

K74531

3.

☐ **IN COMPLIANCE**

\$\$\$\$=SERIOUS DISCREPANCIES

☒ **NON-COMPLIANCE**

The following discrepancies have been identified in your assigned area and are to be corrected by:

PRE-RELEASE STAFF

And possibly re-inspected by the Audit Team

SPECIFIC VIOLATIONS:

1. \$\$\$\$DISCOVERED PURSE OF SUPERVISOR C. MARK IN OFFICE WITH INMATES THOMAS AND LEGG

PRESENT WITH NO SUPERVISOR IN AREA. C. MARK RETURNED TO OFFICE AND WAS ASKED TO INVENTORY

THE CONTENTS OF THE PURSE TO DETERMINE ACCOUNTABILITY. HER PURSE CONTAINED THE FOLLOWING ITEMS:

1. THREE FIVE DOLLAR BILLS

2. KEYS TO PERSONAL VEHICLE AND HOUSE KEY

3. STATE IDENTIFICATION CARD

4. CALIFORNIA DRIVERS LICENSE WITH HOME PHONE AND ADDRESS

2. \$\$\$\$ (4) TYPING STANDS DISCOVERED IN OFFICE WITH POSSIBLE WEAPON STOCK-NOT INVENTORIED

3. MONTHLY LEAVE BALANCE SHEET OF SUPERVISOR HACKETT FOUND ON DESK OF INMATE

STAFF INVOLVED IN INSPECTION

C/O R. STORM

DATE 9-28-99

C/O S. C. LAY

DATE: 9-28-99

JANINE BENJAMIN A.I.S.

DATE 9-28-99

C/O W. CANADAY

DATE: 9-28-99

SIERRA CONSERVATION CENTER SECURITY OF SENSITIVE PERSONNEL DOCUMENTS SEPTEMBER 1999

AREA:

PRE-RELEASE

DEPARTMENT:

BUSINESS SERVICES

SPECIFIC REASON FOR NON-COMPLIANCE (CONT)

4. (2) COMPUTERS NOT MARKED PER INMATE ACCESS POLICY.
5. GREYHOUND BUS SCHEDULE FOUND ON HARDDRIVE OF INMATE COMPUTER.
6. PERSONAL INMATE RESUMES FOUND ON COMPUTER HARDDRIVE.
7. \$\$\$\$WHILE AUDIT TEAM WAS IN OFFICE C. HACKETT MADE A TELEPHONE CALL TO J. OSBORN AND ASKED HER TO CALL AN OUTSIDE NUMBER AND TRANSFER CALL TO THAT PHONE GIVING OUTSIDE ACCESS TO A FULLY RESTRICTED TELEPHONE.
8. DURING INSPECTION THE FLOPPY DISK FOUND IN THE COMPUTER HAD SEVERAL COMPUTER GAMES ON IT. AS WELL AS TWO OTHER DISKS IN AREA, AND WERE CONFISCATED BY J. BENJAMIN.
9. (5) METAL FORKS FOUND IN OFFICE-HAD SUPERVISOR SECURE OR REMOVE THEM.
10. \$\$\$\$STAFF WHISTLE FOUND IN UNLOCKED DESK DRAWER.
11. \$\$\$\$PERSONAL ALARM DEVICE FOUND IN UNLOCKED DESK DRAWER.
12. APPLICATIONS FOR SOCIAL SECURITY NUMBERS FOUND IN UNLOCKED DRAWER WITH INMATES PERSONAL HOME INFORMATION ON THEM.
13. \$\$\$\$ADDRESS BOOK FOUND ON DESK IN OFFICE WITH PERSONAL INFORMATION (ADDRESSES AND PHONE NUMBERS) ON THE FOLLOWING STAFF: (SEE NEXT PAGE)

SIERRA CONSERVATION CENTER
SECURITY OF SENSITIVE PERSONNEL DOCUMENTS
SEPTEMBER 1999

AREA:

PRE-RELEASE

DEPARTMENT:

BUSINESS SERVICES

SPECIFIC REASON FOR NON-COMPLIANCE (CONT)

1. CAPPI MARK-HOME ADDRESS AND PHONE NUMBER

2. LAURA MARK-DAUGHTER-HOME PHONE AND ADDRESS

3. OFFICER JOHN CRABTREE-HOME PHONE NUMBER

4. CHRIS HACKETT- HOME ADDRESS AND PHONE NUMBER

5. LINDA PATEMAN-LIBRARIAN- HOME PHONE NUMBER

6. DAN RYAN-CDC TEACHER-HOME PHONE

7. SERGEANT RAY STANFIELD-HOME PHONE NUMBER

14. MAP OF AREA AROUND PRISON INCLUDING BUS , AIRLINE AND TRAIN SCHEDULES FOUND IN INMATE

LEGG'S LOCKER.

15. SEVERAL FLOPPY DISKS CONFISCATED FROM INMATE WORK AREA WITH CAPABILITY TO DISABLE

A COMPUTER (BOOT DISKS, DOS FILES, ETC.)



**SECURITY OF SENSITIVE PERSONNEL DOCUMENTS
AUDIT INSPECTION REPORT**

AREA:

INDIAN CHAPEL

DEPARTMENT:

ADMINISTRATIVE SERVICES

SUPERVISOR:

RAY ABELLA

INMATE NAMES IN AREA

CDC NUMBER

1. MOON

E65674

2. MCGUIRE

J93419

3.

☐ **IN COMPLIANCE**

****** =SERIOUS DISCREPANCIES**

☒ **NON-COMPLIANCE**

The following discrepancies have been identified in your assigned area and are to be corrected by:

ABELLA

And possibly re-inspected by the Audit Team

SPECIFIC VIOLATIONS:

1. VARIOUS WOOD ITEMS OF POSSIBLE WEAPON STOCK TURNED OVER TO LITTLEJOHN.

2. NAMES AND SOCIAL SECURITY NUMBERS OF GUESTS FOUND IN INMATE FILE CABINET.

3. **BLANK PLAZA GATE PASS CARDS FOUND IN INMATE MOON'S DESK DRAWER.**

4. **FINISHED PLAZA GATES PASSES OF (4) INMATES FOUND IN INMATE MOON'S DESK DRAWER. ONE PASS HAD A STICKY ATTACHED TO IT WITH A MESSAGE WRITTEN BY I/M MOON THAT MADE REFERENCE TO THE INMATE "HANGING AROUND WITH RATS" POSSIBLY PUTTING INMATE IN JEOPARDY ON YARD.**

5. INMATES ARE ALLOWED ACCESS TO THE OFFICE WITHOUT SUPERVISOR BEING ON GROUNDS. AUDIT TEAM SUGGESTS THAT INMATES NOT BE ALLOWED IN OFFICE WHEN SUPERVISOR IS NOT AT THE INSTITUTION.

STAFF INVOLVED IN INSPECTION

C/O R. STORM *R. Storm*

DATE 9-29-99

C/O S. C. LAY *S. C. Lay*

DATE: 9-29-99

JANINE BENJAMIN/ A.I.S.A. *Janine Benjamin*

DATE 9-29-99

C/O W. CANADAY *W. Canaday*

DATE: 9-29-99

SIERRA CONSERVATION CENTER
SECURITY OF SENSITIVE PERSONNEL DOCUMENTS
SEPTEMBER 1999

AREA:

INDIAN OFFICE

DEPARTMENT:

ADMINISTRATIVE SERVICES

SPECIFIC REASON FOR NON-COMPLIANCE (CONT)

6. (3) ROLLS OF TAPE, SANDPAPER, ONE-SIDED RAZOR BLADES, WIRE, AND SCISSORS FOUND IN MOON'S

DESK DRAWER.-CONFISCATED

7. (2) TYPING STANDS FOUND IN OFFICE THAT WERE NOT INVENTORIED-CONFISCATED

MEMORANDUM

CONFIDENTIAL

Date : September 30, 1999

To : J. Fee via M.C. Kramer
Task Force Leader Warden, SCC

From : W.B. Canaday
Correctional Officer

Subject: **REQUEST TO BE RE-ASSIGNED**

Dear Mr. Fee,

It is with great anguish and disappointment that I am writing this letter to request that I be removed from the Sensitive Information Task Force and be reassigned back into my prior assignment.

Upon my review of the Incident Package (SCC-COP-99-09-0150) regarding the circumstances and events surrounding the Inmate Day Labor project, I discovered in what is my opinion a cover-up of some very serious violations of policy and possible violations of law. The cover sheet is vague and does not even include the date(s) of discovery regarding the explosive materials nor the fact that staff had reported seeing what they believed to be "live" explosive blasting caps. The cover sheet fails to reflect the fact that there are fourteen (14) Cad-Thermo-Weld (explosive material) tubes not accounted for.

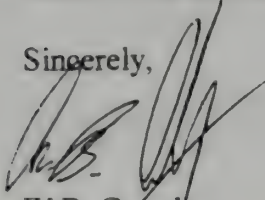
The incident package did not provide any of my documentation and findings leading up to (prior) the search of IDL. Included in my initial reports were a peace officers description of "live" blasting caps and my findings of detailed layout plans and utility maps of the institution in an uncontrolled area within the IDL project.

I reported my findings verbally on 9-22-99 to which you reported the matter to administration on that same afternoon. Note: I also provided you with a written report on the morning of 9-23-99 which you immediately forwarded to administration. On the afternoon of 9-23-99 the IDL officer reported to administration that he had located what he believed to be explosive powder. Yet this administration waited until 9-24-99 to take any action and continued normal inmate movement in the IDL area. When action was finally taken, the yards were not thoroughly searched, the IDL project was only shut down for a day and the inmates were on normal program that same afternoon.

40 T WJ 03 SEP 99

As I have reported both verbally and in writing on two occasions prior to the IDL incident package (9-24-99) I am greatly concerned for the safety of staff, inmates and most importantly the general public. I joined the task force to correct security problems not to be a part of a possible cover-up. It is my fear that because of what I believe is gross negligence on the part of this administration that human lives could be at risk. Furthermore, I will take no part in or be responsible in the event any person or persons get injured as a result of the aforementioned circumstances.

Sincerely,



W.B. Canaday
Correctional Officer

cc :

M.C. Kramer, Warden
J. Fee, Task Force Leader
R. Callison, CCPOA

HO 1 WD 03 DES 66.

MEMORANDUM

CONFIDENTIAL

Date : September 30, 1999

To : R. Callison
CCPOA, Chapter President

From : R. Storm
CCPOA Job Steward/Correctional Officer

Subject: **RESIGNATION FROM TASK FORCE**

Please accept this document as my formal resignation from the Sensitive Information Task Force and my request to be reassigned back into my regular post/position.

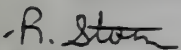
The reason for my resignation is that I feel that the information that the task force provided administration regarding the Inmate Day Labor project has been looked into only "half heartedly". It is my belief that the Incident report cover sheet is watered down and fails to address important information. The incident report refers to materials found as Cadweld electrical welding material and failed to call it what it is, Explosive Powder.

The Task Force provided pertinent information regarding the explosives to the Chief Deputy Warden on 9-22-99 and this administration failed to act until 9-24-99. According to Sergeant Kirkland's report, there are fourteen tubes of this explosive powder unaccounted for. This concerns me for the safety of staff, inmates and the public.

I can't believe this administration is running this institution at normal program when there is a possibility that explosive material could be in the unsupervised control of inmates. Shouldn't this administration have explosive experts or possibly trained search dogs or at the very least our staff conducting a through search of this institution.

The Task Force also discovered detailed maps/plans of the institution and had an officer report that he believes he has seen explosive blasting caps around the IDL worksite.

I feel that the union should not be involved in a possible cover-up that could jeopardize the safety and security of the institution and the general public.


R. Storm
CCPOA, Job Steward
Task Force Member

50 1 11 03 SEP 99

MEMORANDUM

CONFIDENTIAL

Date : September 23, 1999

To : J. Fee
Task Force Leader

From : Sierra Conservation Center - Jamestown, CA.

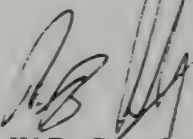
Subject: **CONCERNS**

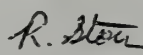
Over the past two (2) days the task force has made some alarming discoveries regarding the Inmate Day Labor water/sewer project. Our concerns are due to the following:

1. Two (2) discharged blasting caps were found,
2. An Officer has reported that he has seen two "live" blasting caps; one of which he described could be an electric blasting cap and if not properly handled and stored could be set off with a normal battery, two way radio or a helicopter,
3. A set of complete and detailed Layout Plans and Utility Map of the Main Side Institution was confiscated from an unsecured IDL work truck that inmates have had access to,
4. An inmate who was interrogated by ISU supposedly admitted to IDL staff being in possession of live charges and also provided the location of possible explosive powder that he admits to he and other inmates having access to,

These facts were reported yesterday afternoon (Sept. 23, 1999) and yet IDL is still in full operation with a full crew of inmates. As far as we are aware, the area that the explosive powder was reported has not been searched. We are concerned that by not conducting an immediate search, the possibility of live explosives could be getting smuggled into the security areas of the institution. We are also concerned that if in fact there are unauthorized explosives on institutional grounds the longer we wait the more time individuals have to dispose of the said items and cover up a serious crime.

We are especially concerned for the safety of staff, inmates and the general public. Therefore, we are requesting that the Department of Corrections take immediate corrective actions to protect the sanctity of human life and/or a possible escape attempt.


W.B. Canaday
Correctional Officer
Task Force Member


R. Storm
Correctional Officer
Task Force Member

MEMORANDUM

CONFIDENTIAL

Date : September 30, 1999

To : R. Callison
CCPOA, Chapter President

From : R. Storm
CCPOA Job Steward/Correctional Officer

Subject: **RESIGNATION FROM TASK FORCE**

Please accept this document as my formal resignation from the Sensitive Information Task Force and my request to be reassigned back into my regular post/position.

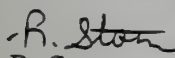
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The Task Force provided pertinent information regarding the explosives to the Chief Deputy Warden on 9-22-99 and this administration failed to act until 9-24-99. According to Sergeant Kirkland's report, there are fourteen tubes of this explosive powder unaccounted for. This concerns me for the safety of staff, inmates and the public.

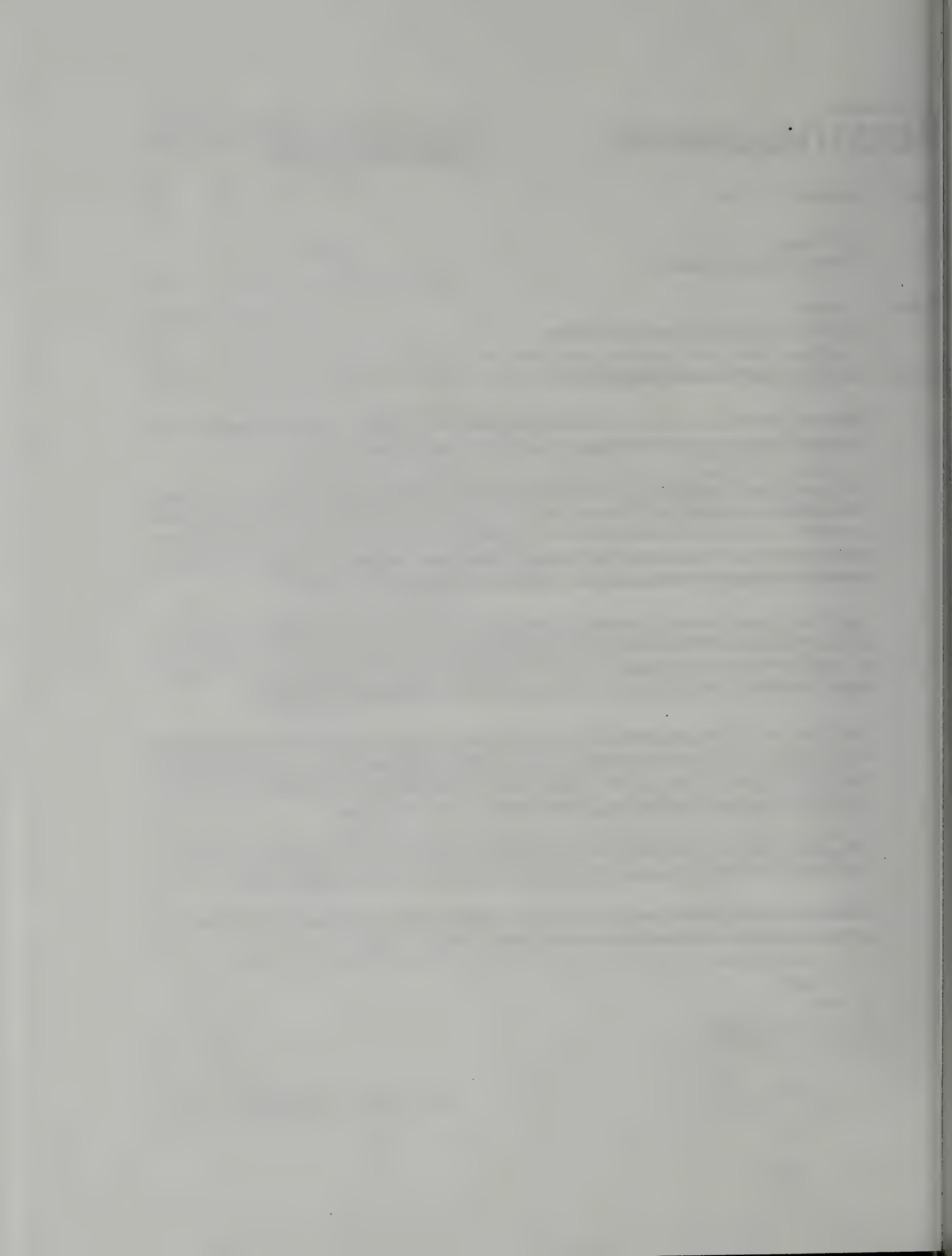
I can't believe this administration is running this institution at normal program when there is a possibility that explosive material could be in the unsupervised control of inmates. Shouldn't this administration have explosive experts or possibly trained search dogs or at the very least our staff conducting a through search of this institution.

The Task Force also discovered detailed maps/plans of the institution and had an officer report that he believes he has seen explosive blasting caps around the IDL worksite.

I feel that the union should not be involved in a possible cover-up that could jeopardize the safety and security of the institution and the general public.


R. Storm
CCPOA, Job Steward
Task Force Member

50 1 01 03 135 66.



MEMORANDUM

CONFIDENTIAL

Date : September 30, 1999

To : J. Fee via M.C. Kramer
Task Force Leader Warden, SCC

From : W.B. Canaday
Correctional Officer

Subject: **REQUEST TO BE RE-ASSIGNED**

Dear Mr. Fee,

It is with great anguish and disappointment that I am writing this letter to request that I be removed from the Sensitive Information Task Force and be reassigned back into my prior assignment.

Upon my review of the Incident Package (SCC-COP-99-09-0150) regarding the circumstances and events surrounding the Inmate Day Labor project, I discovered in what is my opinion a cover-up of some very serious violations of policy and possible violations of law. The cover sheet is vague and does not even include the date(s) of discovery regarding the explosive materials nor the fact that staff had reported seeing what they believed to be "live" explosive blasting caps. The cover sheet fails to reflect the fact that there are fourteen (14) Cad-Thermo-Weld (explosive material) tubes not accounted for.

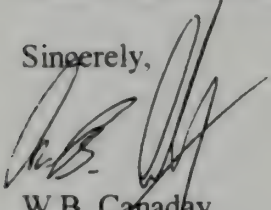
The incident package did not provide any of my documentation and findings leading up to (prior) the search of IDL. Included in my initial reports were a peace officers description of "live" blasting caps and my findings of detailed layout plans and utility maps of the institution in an uncontrolled area within the IDL project.

I reported my findings verbally on 9-22-99 to which you reported the matter to administration on that same afternoon. Note: I also provided you with a written report on the morning of 9-23-99 which you immediately forwarded to administration. On the afternoon of 9-23-99 the IDL officer reported to administration that he had located what he believed to be explosive powder. Yet this administration waited until 9-24-99 to take any action and continued normal inmate movement in the IDL area. When action was finally taken, the yards were not thoroughly searched, the IDL project was only shut down for a day and the inmates were on normal program that same afternoon.

40 1 10 08 DES 66.

As I have reported both verbally and in writing on two occasions prior to the IDL incident package (9-24-99) I am greatly concerned for the safety of staff, inmates and most importantly the general public. I joined the task force to correct security problems not to be a part of a possible cover-up. It is my fear that because of what I believe is gross negligence on the part of this administration that human lives could be at risk. Furthermore, I will take no part in or be responsible in the event any person or persons get injured as a result of the aforementioned circumstances.

Sincerely,



W.B. Canaday
Correctional Officer

cc :

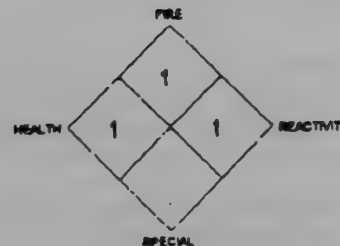
M.C. Kramer, Warden
J. Fee, Task Force Leader
R. Callison, CCPOA

HO 1 WD 00 DES 66,

2 of 2

MATERIAL SAFETY DATA SHEET**NEPA HAZARD RATING**

4 EXTREME
3 HIGH
2 MODERATE
1 SLIGHT
0 INSIGNIFICANT



PAGE: 1 OF 3

PRODUCT FAMILY: CADWELD® STARTING MATERIAL
NOTE: THIS MATERIAL IS NOT SOLD SEPARATELY.

DATE PREPARED: 3/28/90

REVISED: 3/9/98

MSDS: 326F

1. INGREDIENTS

INGREDIENTS	CAS #	EXPOSURE LIMITS (mg/m ³)		WEIGHT PERCENT
		OSHA PEL	ACGIH TLV	
ALUMINUM	7429-90-5	TOTAL DUST 18.0 RESPIRABLE FRACTION 5.0	DUST 10.0 FUME 0.2	NOT > 45% FUME OR DUST
CUPROUS OXIDE CUPRIC OXIDE	1317-38-1 1317-38-0	1.0 DUST 0.1 FUME	1.0 DUST 0.2 FUME	NOT > 25% NOT > 25%
IRON OXIDE	1317-61-9	10.0	10.0	NOT > 20%

2. PHYSICAL/CHEMICAL CHARACTERISTICS

BOILING POINT: N/A
VAPOR PRESSURE: N/A
VAPOR DENSITY: N/A
SOLUBILITY IN WATER: Insoluble
SPECIFIC GRAVITY (H₂O=1): 4.0
MELTING POINT: @ 680°C (1220°F)
EVAPORATION RATE (BUTYL ACETATE=1): N/A
APPEARANCE AND ODOR: Silvery, Gray Powder, Odorless

PRODUCT FAMILY: CADWELD® STARTING MATERIAL**NOTE: THIS MATERIAL IS NOT SOLD SEPARATELY.**

DATE PREPARED: 3/28/90

REVISED: 3/9/98

MSDS: 328F

3. FIRE AND EXPLOSION HAZARD DATA

FLASH POINT (METHOD USED): Self ignites above 455°C (850°F) (Indirect Heating).

FLAMMABLE LIMITS: LEL - 40 MG/L (Aluminum) UEL - N/A

EXTINGUISHING MEDIA: None

SPECIAL FIRE FIGHTING PROCEDURES: Halogenated extinguishing agents or water should not be used. Let fire extinguish itself. (See Unusual Fire & Explosion Hazards.) Use self-contained breathing apparatus, in pressure demand mode.

UNUSUAL FIRE AND EXPLOSION HAZARD: Starting material dust may be ignited by static charge and burns at extremely high temperature. In bulk form, it is ignitable with difficulty, (see Flash Point).

4. REACTIVITY DATA

STABILITY: Stable

CONDITIONS TO AVOID: Temperatures above ignition.

INCOMPATIBILITY (MATERIALS TO AVOID): Will react with moisture, mineral acids, halogenated compounds, and harsh alkalis. Material capable of causing sparks or accumulating strong static charges, should NOT be used.

HAZARDOUS DECOMPOSITION OR BYPRODUCTS: None

HAZARDOUS POLYMERIZATION: Will not occur.

5. HEALTH HAZARD DATA

ROUTES OF ENTRY: Primary route of entry - Inhalation

HEALTH HAZARDS: Burns from contact with reaction or reaction products. Direct eye contact with "flash" of light from reaction, can result in temporary blindness. Dust and fumes are irritant to eyes and upper respiratory tract. Long term exposure to copper-containing dusts may cause allergic dermatitis

CARCINOGENICITY: NTP - No IARC MONOGRAPHS - No OSHA REGULATED - No
SIGNS/SYMPTOMS OF EXPOSURE: (See Health Hazards)

EMERGENCY AND FIRST AID PROCEDURES: Standard treatment for burns. For inhalation of dust, fume, remove from exposure, provide fresh air, flush eyes with water, consult physician.

PRODUCT FAMILY: CADWELD® STARTING MATERIAL
NOTE: THIS MATERIAL IS NOT SOLD SEPARATELY.

DATE PREPARED: 3/28/90

REVISED: 3/9/98

MSDS: 328F

6. PRECAUTIONS FOR SAFE HANDLING AND USE

ACTION TO TAKE FOR SPILLS/LEAKS: All unused, spilled materials may be swept up for disposal using soft, dry sponge or soft natural fiber brush, and non-sparking conductive scoop. Synthetic fiber bristle brushes and plastic or other non-conductive scoops should NOT be used. Avoid actions that would create dust laden cloud or cause powder to disperse in air.

WASTE DISPOSAL METHOD: Contact factory for assistance or dispose of in accordance with Federal, State, and Local regulations.

PRECAUTIONS TO BE TAKEN IN HANDLING AND STORING: Materials must be kept dry.

7. CONTROL MEASURES

RESPIRATORY PROTECTION: Where TLV is exceeded, use NIOSH approved particulate respirator.

VENTILATION: Local Exhaust - Use only when TLV is exceeded. Exhaust system must be specifically approved for use with reactive combustible dust. (See NFPA #77 Nat'l. Fire Protection Association, Batterymarch Park, Quincy, Mass. 62269.) Exhaust systems electrical equipment should be suitable for Class I, Group E locations.

PROTECTIVE GLOVES: Recommended for handling hot equipment.

EYE PROTECTION: Safety glasses and caution to user to avoid direct eye contact with "flash" of light from reaction.

8. ADDITIONAL INFORMATION

This product contains ingredients subject to reporting requirements of Section 313 of Title III of SARA and 40 CFR 372.

Prepared By:

Dean Moore

DEAN MOORE

Title: PRODUCT ENGINEER

MATERIAL SAFETY DATA SHEET**NEPA HAZARD RATING**

4 EXTREME
3 HIGH
2 MODERATE
1 SLIGHT
0 INSIGNIFICANT



PAGE: 1 OF 3

PRODUCT FAMILY: CADWELD® ELECTRICAL WELDING MATERIAL
MATERIAL TYPES F20, F33, F76, F80, XF19 INCLUDING CA, SB, PB, XL, XF, ACB, ACC

DATE PREPARED: 3/8/90

REVISED: 9/15/97

MSDS: 2331

1. INGREDIENTS

INGREDIENTS	CAS #	EXPOSURE LIMITS (Mg/m ³)		WEIGHT PERCENT
		OSHA PEL	ACGIH TLV	
COPPER OXIDE	1317-38-1	DUST 1.0 FUME 0.1	DUST 1.0 FUME 0.2	NOT > 80%
ALUMINUM COPPER ALLOY < 80 ALUMINUM < 80 COPPER	7429-90-5 7440-50-8	TOTAL DUST 15.0 RESPIRABLE FRACTION 5.0 DUST 1.0 FUME 0.1	DUST 10.0 FUME 5.0 DUST 1.0 FUME 0.2	NOT > 15%
CALCIUM FLUORIDE	7783-75-5	2.5 AS FLUORIDE	2.5 AS FLUORIDE	NOT > 5%
CALCIUM SILICON	12773-68-7	Ca 5.0 AS CaO Si 5.0	Ca 2 AS CaO Si 10.0	NOT > 5%
TIN	7440-51-3	2.0	2.0	NOT > 10%
ALUMINUM VANADIUM ALLOY* < 45 ALUMINUM < 75 VANADIUM	7429-90-5 7440-62-2	TOTAL DUST 15.0 RESPIRABLE FRACTION 5.0 V ₂ O ₅ DUST 0.5 FUME 0.1	DUST 10.0 FUME 5.0 V ₂ O ₅ 0.05	NOT > 5%
COPPER	7440-50-8	DUST 1.0 FUME 0.1	DUST 1.0 FUME 0.2	NOT > 10%

* TYPE F33 (CA) ONLY

2. PHYSICAL/CHEMICAL CHARACTERISTICS

BOILING POINT: N/A
VAPOR PRESSURE: N/A
VAPOR DENSITY: N/A
SOLUBILITY IN WATER: Insoluble, 0
SPECIFIC GRAVITY (H₂O=1): 5.5
MELTING POINT: @ 2000°F (1093°C)
EVAPORATION RATE (BUTYL ACETATE=1): N/A, V.O.C.=0
APPEARANCE AND ODOR: Gray-Black Granular Particles; Odorless

©1994, ERICO®, INC.

PRODUCT FAMILY: CADWELD® ELECTRICAL WELDING MATERIAL
MATERIAL TYPES F20, F33, F76, F80, XF19 INCLUDING CA, SB, PB, XL, XF, ACB, ACC

DATE PREPARED: 3/8/90

REVISED: 9/15/97

MSDS. 2331

3. FIRE AND EXPLOSION HAZARD DATA

FLASH POINT (METHOD USED): Self ignites above 1750°F (Indirect Heating) (954°C).

FLAMMABLE LIMITS: LEL - N/A UEL - N/A

EXTINGUISHING MEDIA: Dry sand or flooding with large amounts of water.

SPECIAL FIRE FIGHTING PROCEDURES: Water application should be at a reasonable distance. Use of hand water buckets or hand storage pumps is not recommended.

UNUSUAL FIRE AND EXPLOSION HAZARD: Self propagating high temperature reaction will occur if heated above ignition (flash point) temperature. Generates molten metal, slag, and dense, dusty smoke. Volatile, combustible decomposition products produced from plastic packaging.

4. REACTIVITY DATA

STABILITY: Stable

CONDITIONS TO AVOID: Temperatures above ignition (flash point).

INCOMPATIBILITY (MATERIALS TO AVOID): Typical of problems associated with molten metals.

HAZARDOUS DECOMPOSITION OR BYPRODUCTS: None

HAZARDOUS POLYMERIZATION: Will not occur.

5. HEALTH HAZARD DATA

ROUTES OF ENTRY: Primary route of entry - Inhalation.

HEALTH HAZARDS: Burns from contact with reaction or reaction products, or from hot equipment. Dust and fumes are irritant to eyes and upper respiratory tract. Inhalation of high concentrations of freshly formed oxide fumes and dusts in the respirable particle size range can cause influenza-like illness termed metal fume fever. Copper oxide dust may by repeated or prolonged inhalation occasionally cause ulceration and perforation of the nasal septum. Long term exposure to copper containing dusts may cause allergic dermatitis.

CARCINOGENICITY: NTP - No IARC MONOGRAPHS - No OSHA REGULATED - No

SIGNS/SYMPTOMS OF EXPOSURE: (See Health Hazards)

EMERGENCY AND FIRST AID PROCEDURES: Standard treatment for burns in event of contact with molten metal, slag, or hot equipment. For inhalation of dust, fume, remove from exposure, provide fresh air, flush eyes with water, consult physician.

PRODUCT FAMILY: CADWELD® ELECTRICAL WELDING MATERIAL
MATERIAL TYPES F20, F33, F76, F80, XF19 INCLUDING CA, SB, PB, XL, XF, ACB, ACC

DATE PREPARED: 3/8/90

REVISED: 9/15/97

MSDS: 2331

6. PRECAUTIONS FOR SAFE HANDLING AND USE

ACTION TO TAKE FOR SPILLS/LEAKS: All unused, spilled materials may be swept up for disposal, in accordance with methods outlined below, and Federal, State, and Local regulations.

WASTE DISPOSAL METHOD: Contact factory for assistance or dispose of in accordance with Federal, State, and Local regulations.

PRECAUTIONS TO BE TAKEN IN HANDLING AND STORING: Material should be kept dry and stored in "NO SMOKING OR OPEN FLAME" area. Restriction to authorized personnel is recommended.

OTHER PRECAUTIONS: For additional information, see American National Standard, Safety in Welding And Cutting, Z49.1 and instructions provided with molds.

7. CONTROL MEASURES

RESPIRATORY PROTECTION: Normal use precludes use of special protection as material is generally used out of doors, in small quantities and is of short duration.

VENTILATION: Local Exhaust - May be necessary if used in confined space. Special - Use of NIOSH approved respirator for dusts and metal fumes in lieu of local exhaust.

PROTECTIVE GLOVES: Recommended for handling hot equipment.

EYE PROTECTION: Safety glasses recommended and caution to user to avoid direct eye contact with "flash" of light from reaction.

8. ADDITIONAL INFORMATION

This product contains compounds which are subject to reporting requirements of Section 313 of Title III of SARA and 40 CFR 372.

Prepared By: _____

Dean Moore

DEAN MOORE

Title: PRODUCT ENGINEER

Memorandum

Date : September 23, 1999

To : To All Staff

From : *Sierra Conservation Center, Jamestown, CA 95327*

Subject : INSTITUTIONAL LOCKDOWN

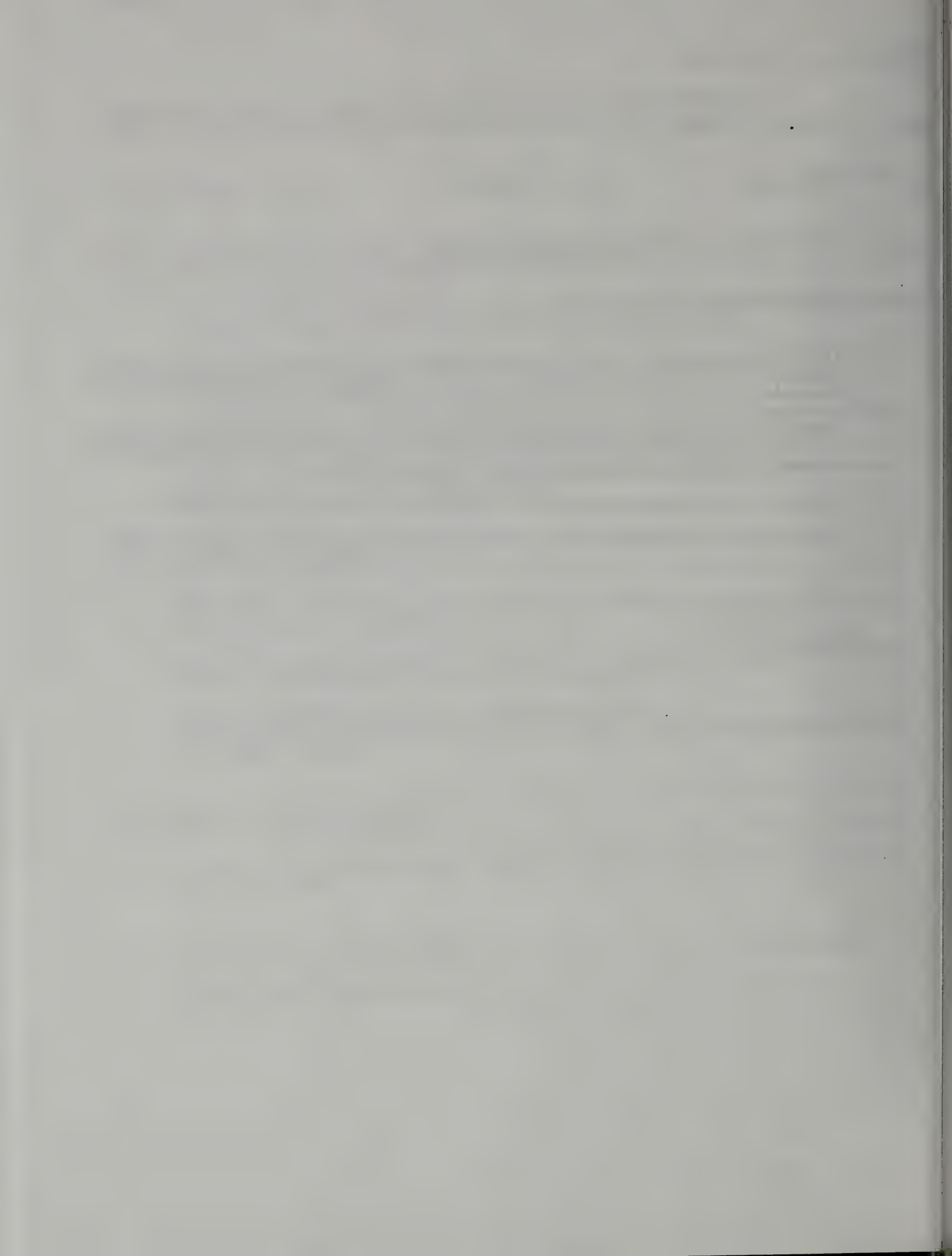
On Friday, September 24, 1999, after the completion of the morning meal, the entire institution will be placed on lockdown status. The purpose of placing the institution on lockdown status is to conduct searches of inmate living quarters and work areas.

There will be no inmate movement outside the backgate area, except for the employee snack bar workers. All of the Central Division crew officers will report to the Custody Captain. All unit staff will report to their respective Facility Captain for assignment.

Tuolumne Unit: inmates assigned to PIA will be allowed to go to their job assignments.

If any additional information is needed, contact R. Bird, Custody Captain, at extension 5417.


M. C. KRAMER
4 Warden



Date; Oct 5, 1999

To; Warden M. C. Kramer

Subject: Formal Complaint Against Associate Warden W.F.Heise
Concerning Possible Staff Endangerment and Peace Officer Bill of Rights
Violations.

On Friday, Sept 24, 1999 I assisted in the search of the Sierra Conservation Center's ecology center. Associate Warden W. F. Heise was in charge of this search. At approximately 0945 hrs. I was present in the ecology center's office with Associate Warden Heise, Sergeant E. Mefford, and Officer K. Uekert. Officer Uekert is in charge of the ecology center during this shift, this day.

Mr. Heise asked to search Officer Uekert's lunch box. Officer Uekert said sure and opened his lunch box for Mr. Heise's inspection. The mood was friendly and I could see that there wasn't any tension between Mr. Heise and Officer Uekert at this time. Mr. Heise pointed at several items and one at a time Officer Uekert explained what they were. Mr. Heise asked about the medication Officer Uekert had in his lunch. There were three different types and Officer Uekert explained their uses. Mr. Heise and I said that one of the medications looked similar to an illegal drug that is commonly referred to as a cross top or benny. Officer Uekert agreed that it did look like a cross top but it is not one. Officer Uekert said that it is a non prescription drug that he needs for a lung problem he has. Officer Uekert even tried to show us a scar he has on his left side that was the result of an injury he incurred that damaged his lung.

Mr. Heise didn't want to see the scar but did say that he was going to test the drug. Officer Uekert said go ahead I'll even pee in a bottle for you if you want. Mr. Heise called for Sergeant Kirkland to bring a field test kit to our location. Sgt. Kirkland arrived and Mr. Heise ordered Officer Uekert out of the room. Officer Uekert complained but Mr. Heise insisted and told Lt. R. Bird to make Officer Uekert stay outside. Officer Uekert said that what Mr. Heise was doing is wrong and there was a liability for his actions. Mr. Heise again ordered Officer Uekert from the Room. Officer Uekert became upset and appeared to be crying and praying. The test proved to be negative for illegal drugs and in fact proved to be what Officer Uekert said it was.

(2)

Mr. Heise said to give Officer Uekert back his lunch and he left the area towards our Inmate Day Labor area. Almost everybody else left towards their next search assignment. Lt. R. Bird, Sgt E. Mefford , Officer Uekert and myself were left in the ecology center. Officer Uekert was still very upset and appeared to be crying. Lt. Bird was attempting to console him.

I'd like it noted that Mr. Heise never attempted to console Officer Uekert nor show him any consideration. Mr. Heise's manner was every cold, callous, and uncaring and did not ask if Officer Uekert was alright before he left.

Charge No# 1: Mr. Heise violated Officer Uekert's Peace Officers Bill Of Rights when he would not allow Officer Uekert to be present during the testing of his medication.

Charge No# 2: Mr. Heise's treatment of Officer Uekert was very inconsiderate and appeared to be purposely demeaning and cruel which is a violation of CCR. 3391 Conduct

During the rest of the day I had several occasions to see Officer Uekert working around the ecology center. He appeared to have regained his composure. At approximately 1430 hrs I was finished with my reports concerning the search and started another shift on the Tuolumne yard.

On Monday, September 27, 1999 I was informed that at approximately 1500 hrs, Friday, September 24, 1999 as Officer Uekert was leaving work, he was placed on A.T.O. for allegedly brandishing a knife in a threatening manner with the intent to intimidate.

Mr. Heise alleges during the morning of the search Officer Uekert approached him outside of the ecology center. Mr. Heise alleges that Officer Uekert was brandishing a large knife near Mr. Heise with the intent to threaten him and or intimidate him. This took place prior to the lunch box search, between 0900 hrs and 0945 hrs.

During this alleged criminal act, Mr. Heise never asked for the alleged weapon, never asked him to stop his alleged criminal activity or ask Officer

(3)

Uekert if this criminal act was his intent. Mr. Heise, who is the leader of this search team that was comprised of more then 30 other staff members didn't even warn any of the staff that Officer Uekert was armed with a large knife, is allegedly mentally unstable, and allegedly just committed a criminal act with this knife. Mr. Heise allowed Officer Uekert to continue to work with the rest of the staff for 6 more hours and allowed him to retain the knife he allegedly used to commit the crime.

At the end of the day, just prior to Officer Uekert completing his shift, and after violating Officer Uekert's Peace Officers Bill Of Rights, Mr. Heise reports that Officer Uekert has committed a crime and is too dangerous to continue to work.

If what Mr. Heise has reported is true then the following is also correct:

Charges 3,4,5,and 6

- 1) Mr. Heise did not attempt to stop a crime in progress, which as a peace officer it is his primary duty.**
- 2) Mr. Heise failed to warn the staff he was supervising that their safety may be endanger from a alleged knife wielding mentally unstable officer.**
- 3) Mr. Heise allowed the alleged criminal to maintain possession of the alleged weapon used in this alleged crime.**
- 4)By his failure to act, Mr. Heise had caused a temporary breach of safety and security of this institution.**

As managers and supervisors we have the responsibility and should have the ability to be able to make sound decisions because our subordinate's lives maybe at risk. Mr. Heise is in a position of

(4)


great authority and has shown that his ability to make sound decisions is very questionable. I find it highly suspect that hours after violating Officer Uekert's Peace Officers Bill Of Rights Mr. Heise reports that Officer Uekert Committed crime against him. Especially when it is well known that Mr. Heise and Officer Uekert for the past 8 years has on numerous occasions been at odds with each other. Officer Uekert had attempted to sue Mr. Heise.

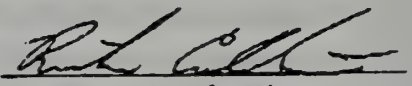
If Mr. Heise submitted a bias, slanted, and incorrect report, because of the above-mentioned reasons, then we will resubmit this complaint with two more additional charges, Dishonesty, and filing a false police report.

It should be noted that the Sierra Conservation Center's CCPOA chapter president, Officer R. Callison, is co-sponsoring this complaint.

We are requesting that this complaint be investigated as a level II investigation. We also request that the investigator be from an independent agency.

If you have any further questions please contact Lieutenant Ford Canutt or Officer Rick Callison at (209) 984-5291.


Lieutenant F. D. Canutt
CCSO Chapter President
Sierra Conservation Center

10-5-89
 *sae AT&T*
Officer R. Callison *MEMO*
CCPOA Chapter President
Sierra Conservation Center

MEMORANDUM

October 5, 1999.

To: M.C. Kramer
Warden
Sierra Conservation Center

From: Rick Callison
Chapter President
Sierra Conservation Center

RE: **FORMAL LETTER OF COMPLAINT AGAINST ASSOCIATE WARDEN
W. HEISE**


Dear Mr. Kramer,

On Friday, September 24th, 1999 at approximately 1030 hours, Mr. Heise pulled me aside to inform me that he had just completed a search of Officer Uekert's lunch box and work site. This conversation took place outside of the IDL office. Mr. Heise stated that Ecology center had a lot of contraband such as weights and radios. He also mentioned that the Officer's assigned to the Ecology center may be issued 1123 counseling chronos as a corrective measure to insure that the Ecology center is in compliance with departmental policies. I asked Heise what was found in the lunch box. Heise stated that there was a newspaper, bible, and some pills. He informed me that they (ISU) had done a field test on one pill that appeared to be a "Cross Top". The test proved to be negative. Heise stated that Uekert was up-set and that he relayed this information to you for possible EAP counseling. At no time did Heise mention that Uekert had threatened him with a knife or that Uekert may be a threat to himself or a threat to the Safety and Security of this institution.

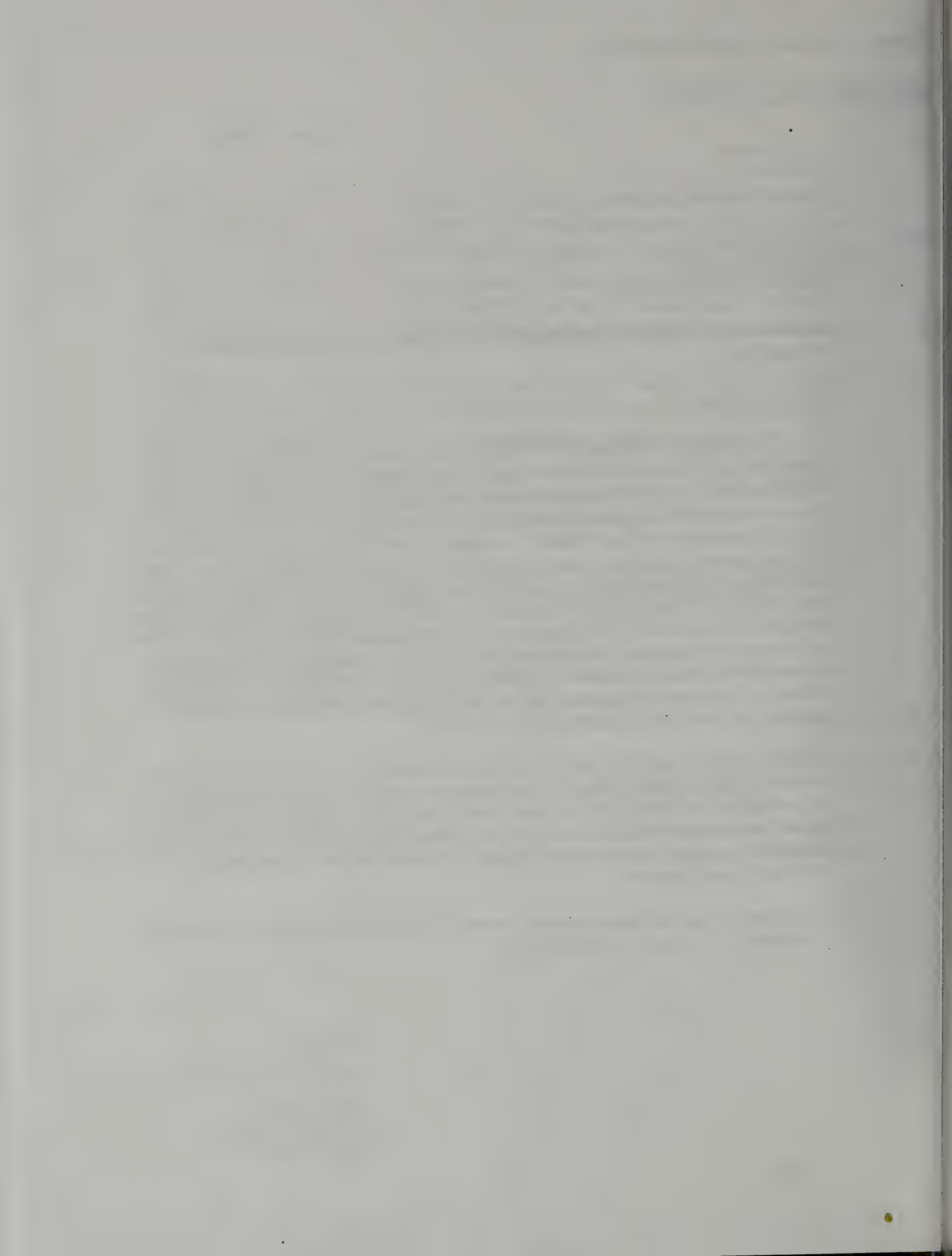
There is possible Peace Officer Bill Of rights violations as well as conduct violations committed by Heise, as outlined in the complaint authored by Lieutenant F Canutt. I am co-signing the complaint in hopes that an independent agency will conduct a proper investigation into this matter. Mr. Heise holds a high rank within the department, and I do not feel that it is proper to have subordinates questioning him on the alleged knife incident.

This Memorandum will be attached to the four- (4) page formal complaint authored by Lieutenant F. Canutt and co-signed by me.

Thank you,



Rick Callison
Chapter President
CCPOA, SCC



Memorandum

Date : September 23, 1999

To : James Fee
Taskforce Team Leader

From : Sierra Conservation Center, Jamestown, CA. 95327

Subject: IDL SECURITY SEARCH ON SEPTEMBER 22, 1999

On Wednesday, September 22, 1999, at approximately 1300 hours while performing my duties as a member of the Sensitive Information Taskforce, Officer B. Canaday and myself were searching the IDL worksite. We discovered a room with what appeared to be weights made out of large PVC and concrete. The room was secured with a padlock. At that time, Butch Lee walked by, I asked him "what's the weight room here for?" He stated "Officer J. Popke put the weights in this room and locked the grill gate." I contacted Officer J. Popke via institutional radio and asked him to meet Officer B. Canaday and myself at the firehouse conference room. I informed Officer Popke that we had discovered a weight room in the IDL work area and that Butch Lee told us that you had put the weights in the room. Officer Popke explained to Canaday and myself that he finds inmate manufactured weights all the time, hidden in various connex boxes located all over the IDL worksite. When he discovers them, he has them all gathered up and taken to a small building where he locks them up so inmates do not have access to them. Officer Popke further stated, "All IDL staff have a key to the building where the contraband weights are locked up."

I also talked to inmate Schaapman J66091, 7416L, who told me that some of the inmates in IDL make weights and lift them during lunch, but when Popke finds them he has them locked up.

R. Storm
R. Storm
Correctional Officer

Memorandum

CONFIDENTIAL

Date : September 23, 1999

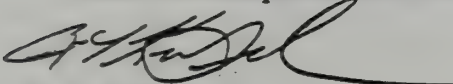
To : W. H. Heise
Associate Warden
Central Operation

From : Sierra Conservation Center, Jamestown, CA. 95327

Subject: **CONFIDENTIAL INFORMATION REGARDING INMATE DAY LABOR.**

Intelligence information gathered to date indicates the following areas of concern:

1. Gun Powder for blasting and cad-welding used by Electrician Johnson are stored in the desk of Ken Kusler or Keith Ramos located in the main office and in the trailer office used by Mr. Lee and Mr. JOHNSON.
2. Sixty Five to Seventy Cheese-burgers have been prepared and smuggled to IDL by Inmate Snack bar workers via the Ecology Crew workers to the IDL workers. This has happened on several occasions over the past few months. Three shipments of the Cheese-Burgers were intercepted by Officer Ekert assigned to the ecology crew.
3. Inmates have constructed weights from steel pipe and concrete and are utilizing a weight room located next to the sewer treatment office.
4. Conex boxes containing hazardous materials, paint, paint remover, ether, epoxy remover, ect... have been left unsecured with no supervision.
5. Conex box Ten contains approximately forty cans of spray paint and numerous cans of ether, left unlocked and unsupervised during the working day.
6. Next to the Sewage Treatment tool-room is approximately Six cans of uncontrolled gasoline and solvent in an unlocked open container.
7. Staff have provided inmates with food items; ie, sodas, pies, poppers, chips, sandwiches, ect...
8. A former free staff Moniker "WIGGY" and another free staff member were involved in several heated arguments almost resulting in a fight over "WIGGY'S" wife.
9. Tool room inmates were provided keys to tool rooms, personal vehicles, state vehicles, residences, personal mail-boxes, ect...
10. Clerks had access to state computers, personal information, fax lines, telephones, and were left unsupervised for short periods of time in the offices.



R. L. Kirkland
Security Squad Sergeant

Memorandum

CONFIDENTIAL DOCUMENT

Date : September 23, 1999

To : All Facility Captains

From : *Sierra Conservation Center, Jamestown, CA 95327*

Subject : **SPECIAL INTERVIEWS**

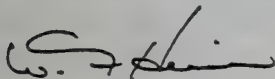
On Friday, September 24, 1999, approximately 45 inmate workers assigned to the Inmate Day Labor program will be interviewed by selected staff members regarding the possible unauthorized release of sensitive information.

These interviews are scheduled to take place beginning at approximately 0830 hours in the Mariposa Unit Counselor's Trailer, (Note: the Mariposa Unit Counselor Trailer is to be vacant of all staff and inmates in order to be used by the team).

Instruct the following staff members to report to the Executive Warden's Conference Room for a briefing at approximately 0800 hours:

**K. POOL
B. CHECHOURKA
C. BASALDU
J. ANDRADE
J. MARTINEZ
T. RAMBACK**

In addition, the counselors assigned to the Mariposa and Calaveras Units are to report to their respective unit lieutenant for assignment.



W. F. HEISE
Associate Warden
Central Division

Inmate Assignment Office Positions by Location

CDC#	INMATE NAME	ETH	CELL BED	JOB TITLE	CUST POSITION#	PG	ASN DTE	WORK HOURS	I	WST	RDG'S
LOC CODE: 13W	QUOTA: 42	VAC POS: 1	FILLED POS: 41	ETH DIST.	WHI: 24	BLA: 7	MEX: 5	PAI: 1	OTH: 0		
P31302	ANDERSON	W	CAB 2500000006L	INMATE DAY LABOR	MINB IDL-6.002	G	09/16/99 0730	1130 1200 1530	A	FUL S	SU H
K28110	CATTION	B	MAD 4000000016U	INMATE DAY LABOR	MINB IDL-6.003	G	08/19/99 0730	1130 1200 1530	A	FUL S	SU H
J95861	LEGG	W	CAA 0200000016L	INMATE DAY LABOR	MINB IDL-6.004	G	03/24/98 0700	1130 1200 1530	S	FUL S	SU
P41878	PROVENCIO	M	MAD 4900000016U	INMATE DAY LABOR	MINB IDL-6.005	G	09/16/99 0730	1130 1200 1530	A	FUL S	SU H
P14670	HILTON	B	CAA 0800000009U	INMATE DAY LABOR	MINB IDL-6.006	G	07/23/99 0730	1130 1200 1530	A	FUL S	SU H
P18739	KAUFMAN	B	CAB 2400000003L	INMATE DAY LABOR	MINB IDL-6.007	G	03/11/99 0730	1130 1200 1530	A	FUL S	SU H
K25855	HUNTER	W	CAB 2500000012L	INMATE DAY LABOR	MINB IDL-6.008	G	09/03/99 0730	1130 1200 1530	A	FUL S	SU H
<u>J66091</u>	<u>SCHAFFMAN</u>	W	MAF 7400000016L	INMATE DAY LABOR	MINB IDL-6.009	G	03/31/98 0700	1130 1200 1530	F	FUL S	SU
J10407	BUSH	W	CAA 0200000014U	INMATE DAY LABOR	MINB IDL-6.010	G	02/11/99 0730	1130 1200 1530	A	FUL S	SU H
J39245	BAILEY	B	CAA 1000000003L	INMATE DAY LABOR	MINB IDL-6.011	G	08/06/98 0700	1130 1200 1530	S	FUL S	SU H
P36139	SCHULTZ	W	CAC 3300000013U	INMATE DAY LABOR	MINB IDL-6.013	G	08/25/99 0700	1130 1200 1530	S	FUL S	SU H
E60470	MAJORS	B	CAA 0400000015L	INMATE DAY LABOR	MINB IDL-6.014	G	07/23/99 0730	1130 1200 1530	A	FUL S	SU H
P02317	VELASQUEZ	M	CAA 0400000013L	INMATE DAY LABOR	MINB IDL-6.015	G	12/15/98 0730	1130 1200 1530	A	FUL S	SU H
H88624	EDWARDS	W	CAC 3100000001U	INMATE DAY LABOR	MINB IDL-6.016	G	06/16/99 0730	1130 1200 1530	A	FUL S	SU H
J74896	COLE	W	CAA 0400000005U	INMATE DAY LABOR	MINB IDL-6.017	G	05/26/99 0730	1130 1200 1530	A	FUL S	SU H
P24322	CALLISON	W	CAA 0600000009L	INMATE DAY LABOR	MINB IDL-6.019	G	08/26/99 0730	1130 1200 1530	A	FUL S	SU H
H98089	ARROYO	M	CAA 0200000002L	INMATE DAY LABOR	MINB IDL-6.020	G	05/26/99 0730	1130 1200 1530	A	FUL S	SU H
J76923	MACKIE	W	GR000000000102	INMATE DAY LABOR	MINB IDL-6.021	G	08/27/99 0700	1130 1200 1530	S	FUL S	SU H
P21158	BLAKE	W	CAB 2400000007L	INMATE DAY LABOR	MINB IDL-6.022	G	09/09/99 0730	1130 1200 1530	A	FUL S	SU H
K97972	WEBB	W	CAC 3500000006L	INMATE DAY LABOR	MINB IDL-6.024	G	07/01/99 0730	1130 1200 1530	A	FUL S	SU H
J86490	ABRAMSON	W	CAC 3400000013L	INMATE DAY LABOR	MINB IDL-6.025	G	06/24/99 0730	1130 1200 1530	A	FUL S	SU H
P33361	HERNANDEZ	M	CAA 0400000011U	INMATE DAY LABOR	MINB IDL-6.026	G	08/12/99 0730	1130 1200 1530	A	FUL S	SU H
VACANT				INMATE DAY LABOR	MINB IDL-6.027	G	/ / 0730	1130 1200 1530	A	FUL S	SU H
<u>H11907</u>	<u>CANTRELL</u>	W	MAF 7400000002L	INMATE DAY LABOR	MINB IDL-6.028	G	11/21/98 0730	1130 1200 1530	S	FUL S	SU H
P01785	RAMOS	M	CAB 1800000010L	INMATE DAY LABOR	MINB IDL-6.029	G	03/13/99 0730	1130 1200 1530	A	FUL S	SU H
E78735	DAUGHERTY	B	CAB 2000000001L	INMATE DAY LABOR	MINB IDL-6.030	G	12/15/98 0730	1130 1200 1530	A	FUL S	SU H
H37144	MYERS	W	MAF 7300000002U	INMATE DAY LABOR	MINB IDL-6.031	G	09/15/98 0730	1130 1200 1530	S	FUL S	SU H
P22985	WOOLEN	M	CAC 3800000006L	INMATE DAY LABOR	MINB IDL-6.032	G	08/20/99 0730	1130 1200 1530	A	FUL S	SU H
K88570	JOHNSON	W	CAC 2900000009L	INMATE DAY LABOR	MINB IDL-6.033	G	03/13/99 0730	1130 1200 1530	A	FUL S	SU H
J40761	FOSTER	B	CAA 0600000005U	INMATE DAY LABOR	MINB IDL-6.036	G	06/19/99 0730	1130 1200 1530	A	FUL S	SU H
P09244	SMITH	W	MAF 6600000008L	INMATE DAY LABOR	MINB IDL-6.037	G	12/30/98 0730	1130 1200 1530	A	FUL S	SU H
P40156	FLOOD	W	CAA 0800000005L	INMATE DAY LABOR	MINB IDL-6.038	G	09/09/99 0730	1130 1200 1530	A	FUL S	SU H
H73638	MCCREIGHT	W	MAD 4000000014U	INMATE DAY LABOR	MINB IDL-6.039	G	03/02/99 0730	1130 1200 1530	A	FUL S	SU H
P27665	ROMINE	W	MAD 4200000004U	INMATE DAY LABOR	MINB IDL-6.040	G	09/18/99 0730	1130 1200 1530	A	FUL S	SU H
J33478	SCHILTZ	W	CAC 3400000003L	INMATE DAY LABOR	MINB IDL-6.041	G	09/09/99 0730	1130 1200 1530	A	FUL S	SU H
D90761	RIDS	M	CAA 0200000002U	INMATE DAY LABOR	MINB IDL-6.042	G	10/31/98 0700	1130 1200 1530	S	FUL S	SU
P11350	MOFFATT	W	CAC 3500000003U	INMATE DAY LABOR	MINB IDL-6.044	G	12/25/98 0700	1130 1200 1530	S	FUL S	SU
P17436	TOVAR	M	CAA 0400000016L	INMATE DAY LABOR	MINB IDL-6.047	G	06/15/99 0730	1130 1200 1530	A	FUL S	SU H
D25832	SNELLENBURGER	W	CAA 0200000012L	INMATE DAY LABOR	MINB IDL-6.048	G	03/20/99 0700	1130 1200 1530	S	FUL S	SU H
P25498	RODRIGUEZ	M	CAA 0200000010L	INMATE DAY LABOR	MINB IDL-6.054	G	08/17/99 0730	1130 1200 1530	S	FUL S	SU
K19993	WILLIAMS	W	MAF 6900000001L	INMATE DAY LABOR	MINB IDL-6.064	G	05/01/99 0730	1130 1200 1530	A	FUL S	SU H
P02309	MEANS	A	MAF 7000000004L	INMATE DAY LABOR	MINB IDL-6.070	G	03/03/99 0730	1130 1200 1530	A	FUL S	SU H

TOTAL POSITIONS AT LOCATION 13W : 42

GRAND TOTAL NUMBER OF POSITIONS:

42 / 41 Inmates

Memorandum

Date : October 14, 1999

To : M. C. Kramer
Warden

From : *Sierra Conservation Center, Jamestown, CA 95327*

Subject : INSTITUTION LOCKDOWN

On Tuesday, October 19, 1999, and Wednesday, October 20, 1999, after the completion of the morning meal, the entire institution will be placed on 'lockdown' status. The purpose of placing the institution on 'lockdown' status is to conduct searches of inmate living quarters and work areas of the Calaveras, Mariposa and G-Dorm Units. Calaveras and G-Dorm will be searched on October 19, 1999 and Mariposa will be searched on October 20, 1999.

There will be no inmate movement from either unit once the search starts. Second watch Snack Bar workers will go to work and remain at work until the Calaveras search is completed.

FTP and PLA inmate workers will report to work immediately after breakfast. Upon the completion of their workday, FTP students will receive an unclothed body search prior to being released to their respective units.

The Tuolumne Unit will also be on 'lockdown' status and all available staff will be diverted to the Calaveras Unit on October 19, 1999. All correctional counselor I's, correctional counselor II's, academic/vocational instructors, SAP custody/correctional counselor I's, Maintenance and Central Division staff will be re-directed for this search. PLA will be allowed to go to work and will be covered by two PLA Officers.

The following is the operations plan for conducting a search of the Calaveras Unit and G-dorm on Tuesday, October 19, 1999.

SITUATION:

To accomplish a complete and thorough search of all inmate living and work areas in the Calaveras and G-Dorm units. The focus of the search will be on weapons, blasting caps, explosives, computer disks, aluminum magnesium powder, tools, inmate-manufactured weights and any personal items relating to staff. ISU staff will have examples of recently found materials such as those mentioned. All second watch staff will remain on duty until search is complete. Third watch staff will supplement the search teams.

MISSION:

- Approximately 85 designated custody and support staff will be assigned to the search.
- There will be eight teams, each with a designated sergeant for direct supervision.
- The teams will range from ten to 15 staff.
- There will be no lunch breaks; all staff will be required to remain on site to eat. Staff that is designated half-hour lunch breaks will be paid overtime.
- Staff will be prepared to work until the searches are completed. Completion of the search is approximated at 1630 hours.
- ISU will provide seven staff members for evidence gathering and crime scene preservation.
- Each unit will run at First Watch staffing, and will include the facility captain and lieutenant remaining in their respective units as part of the staffing. All available staff are needed for this search.
- Designated Education staff will be assigned as 'scribes' (one for each team). A complete and detailed log of all contraband found will be documented.

- Maintenance staff will be on hand with appropriate tools to assist in searching areas not normally accessible to staff.
- The Snack Bar will provide an easy to-go lunch for those staff who buy their lunches.

EXECUTION:

On October 15, 1999, a briefing will be held with associate wardens, facility captains, the Correctional Custody Captain, and correctional lieutenants involved in pre-plan search.

On, or by, October 18, 1999, one day prior to the scheduled search, a complete roster of search teams will be set-up by Captain Latimore and Lieutenant Bird.

On, or by, October 18, 1999, Culinary will prepare enough sack lunches for October 19, 1999.

On, or by, October 18, 1999, all anticipated required movement will be pre-planned and scheduled. Delivery trucks to culinary, canteen, new arrivals, OTC's, paroles, etc. Facility Captains Everly and Lucas will facilitate. All movement that can be rescheduled will be.

On October 18, 1999, all required equipment will be placed in the Associate Warden, Central Division, office prior to close of business (Captain Latimore and Sergeant Perez).

On October 18, 1999, all support staff participating in the search will be notified by their supervisor and advised to wear proper clothing and to bring needed items.

On October 18, 1999, contact IDL, PIA, and SAP regarding program changes.

On October 19, 1999, at 0530 hours, the Watch Commander will be notified by Captain Latimore to place SCC on lockdown status after the morning feeding.

At 0700 hours, the second watch inmate Snack Bar workers will report to work. They will remain at work until the completion of the search on Calaveras. Third watch Snack Bar crew will remain on lockdown status.

At 0730 hours, the search team supervisors will meet in the Plaza area for a briefing with second watch Calaveras and Mariposa Lieutenants. Equipment will be issued at that time. FTP/PIA will be processed for work.

At 0800 hours, all search team members will report to the Calaveras unit for assignment. Sergeants will brief team members regarding the purpose and expectations of the search. All team members will be under the direct supervision of the Search Team Sergeant.

At 0830 hours, the search will commence. The search will be conducted systematically so contraband cannot be passed to dorms previously searched.

At approximately 1200 hours, 30 cadets will be assigned to search the G-Dorm. Half the inmate population will be placed on the Calaveras yard, the other half on the Mariposa yard.

The G-Dorm Sergeant will be the team leader and organize a systematic search of all areas of the gym. The cadets are scheduled to be here for approximately five hours.

At 1600 hours, assessment of the search program will be discussed in the EOC. Facility captains and lieutenants will ascertain how long custody/support staff will be held over. Any areas of concern will be discussed. The next day's mission will be discussed.

At the completion of the search, inmates will be fed a hot meal in the dining rooms.

- Culinary procedure is outlined in detail on the attached memorandum authored by Ron Gorham, Business Manager. (Inmates are required to receive a hot meal every 15 hours unless a State of Emergency is ordered).

The following is the operations plan for conducting a search of the Mariposa Unit on Wednesday, October 20, 1999.

SITUATION:

To accomplish a complete and thorough search of all inmate living and work areas in the Mariposa unit. The focus of the search will be on weapons, blasting caps, explosives, computer disks, aluminum magnesium powder, tools, inmate-manufactured weights and any personal items relating to staff. ISU staff will have examples of recently found materials such as those mentioned.

MISSION:

- Approximately 85 designated custody and support staff will be assigned to the search.
- There will be eight teams, each with a designated sergeant for direct supervision.
- The teams will range from ten to 15 staff.
- There will be no lunch breaks; all staff will be required to remain on site to eat. Staff that is designated half-hour lunch breaks will be paid overtime.
- Staff will be prepared to work until the searches are completed. Completion of the search is approximated at 1630 hours.
- ISU will provide seven staff members for evidence gathering and crime scene preservation.
- Each unit will run at First Watch staffing, and will include the facility captain and lieutenant remaining in their respective units as part of the staffing. All available staff are needed for this search.
- Designated Education staff will be assigned as 'scribes' (one for each team). A complete and detailed log of all contraband found will be documented.
- Maintenance staff will be on hand with appropriate tools to assist in searching areas not normally accessible to staff.
- The Snack Bar will provide an easy to-go lunch for those staff who buy their lunches.

EXECUTION:

On October 20, 1999, at 0400 hours, Calaveras Culinary workers will be allowed to go to work. No Mariposa Culinary workers at this time.

On October 20, 1999, at 0630 hours, count clears and line servers go to work. Mariposa Line Servers will only be allowed in Mariposa dining room. At the completion of the meal, Mariposa Culinary workers will go back to their respective dorms. Only pre-selected Calaveras Culinary workers will be allowed to remain.

On October 20, 1999, at 0530 hours, the Watch Commander will be notified by Captain Latimore to place SCC on lockdown status after the morning feeding.

At 0700 hours, the second watch inmate Snack Bar workers will report to work. They will remain at work until the completion of the search on Mariposa. Third watch Snack Bar crew will remain on lockdown status.

At 0730 hours, the search team supervisors will meet in the Plaza area for a briefing with second watch Calaveras and Mariposa Lieutenants. Equipment will be issued at that time. FTP/PIA will be processed for work.

At 0800 hours, all search team members will report to the Mariposa unit for assignment. Sergeants will brief team members regarding the purpose and expectations of the search. All team members will be under the direct supervision of the Search Team Sergeant.

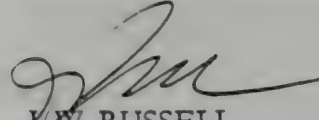
At 0830 hours, the search will commence. The search will be conducted systematically so contraband cannot be passed to dorms previously searched.

At 1500 hours, assessment of search program will be conducted in the EOC. Facility captains and lieutenants will ascertain how long custody/support staff shall be held over. Any areas of concern will be discussed.

At the completion of the search, inmates will be served a hot meal in the dining rooms.

- Culinary Procedure is outlined in detail on the attached memorandum authored by Ron Gorham, Business Manager. (Inmates are required to receive a hot meal every 15 hours unless a State of Emergency is ordered).

If any additional information is needed, contact J. Russell, acting Associate Warden, Central Division, at extension 5220. An 'EOC' will be set-up in Mr. Russell's office, located on the Plaza, to handle any unforeseen problems.


J.W. RUSSELL
Associate Warden (A)
Central Division

pc: Warden
Chief Deputy Warden
Division Heads
Facility Captains
Unit Lieutenants

Memorandum

Date : October 18, 1999

To : ALL STAFF

From : Sierra Conservation Center, Jamestown, CA 95372

Subject : Institutional Lock Down For Searching

On October 19 & 20, 1999 Sierra Conservation Center will be on Lock down status in order to conduct a search of the institution. Calaveras will be searched on Tuesday, October 19 and Mariposa on Wednesday, October 20. All second watch staff will remain on duty until the searching is completed for each Unit. There will be a total of eight search teams with a Supervisor and a Scribe. Staffing of the teams will remain the same for both days unless you are on your assigned RDO's. All Third watch staff will report to their assigned search team Supervisor

1230
45

Team #1	
Supervisor	Sgt. Hurtado
Scribe	J. Osborne, Education
Post 2149	Main Education
Post 2154	Back Gate
Post 2161	Crew #1
Post 2169	Crew B
Post 2901	Crew C
CCI	Bassi, D
CCI	Andrade, J
CCI	Bennning, G
Voc	Sarkisian, B
Voc	Orth, D
Tuol/Ed	Carpenter, D

Team #2	
Supervisor	Sgt. McCue
Scribe	M. Martinez, Vocations
Post 2268	Cal yd
Post 2272	Cal H/S
Post 2922	Cal H/S
Post 2258	B-UP
CCI	Tennison, J
CCI	Shipman, J
CCI	Pool, K
CCI	Mello, V
Education	Olson, J
Education	Garcia, J
Vocations	Garcia, k

Team #3	
Supervisor	Sgt. Pedroso
Scribe	Muncey, L. Voc.
Post 2478	T-15
Post 2436	CA H/S
Post 2297	Tuol YD
Post 2075	Plaza
CCI	Maple, R
CCI	Basaldu, C
CCI	Vega, A
CCI	Dolinsek, D
CCI	Beckman, A
Voc.	Metcalf, R
Tuol/Voc	Contreras, M

Team #4	
Supervisor	Sgt. Perez
Scribe	Long, C. Ed.
Post 2232	Ma H/S 90 DOLMAN
SA02	IDL
Post 2323	B-3-FL
Post 2330	B-4-FL
Post 2337	B-FL
CCI	Chourhourka
CCI	Guthery, R
CCI	McCue, E
CCI	Larkin, L
Tuol/Voc	Champ, B
Tuol/ED	Parson, M

Team #5

Supervisor	Sgt. Qauglia
Scribe	Buotin, D. Tuol/Ed
Post 2376	Back Gate
Post 2464	R&R
Post 2151	Voc/Maint
Post 2255	A-low
Post 2920	Crew D
CCI	Reese, J
CCI	Cooper, M
CCI	Theriot, B
CCI	Kramer, R
Voc.	Castellon, J
Voc.	Heath, H

Team #6

Supervisor	Sgt. Semsen
Scribe	Sturgill, A. Tuol/Voc
Post 2214	D-UP <i>YO GONZALES,</i>
SA05	IDL
Post 2466	Ecology
Post 2400	Tuol H/S
Post 2168	Crew A
CCI	Kelly, V
CCI	Farrington, S
CCI	Martinez, J
CCI	Weightman, I
Ed.	Lopez, S
Voc.	Overton, M

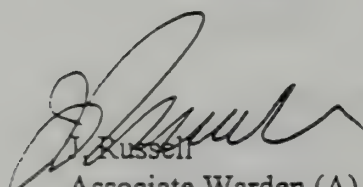
Team #7

Supervisor	Sgt. Wedel
Scribe	Castro, S., Ed
Post 2262	C-UP
Post 2215	D-low <i>YO ROGERS</i>
Post 2223	F-low <i>YO SISK</i>
Post 2228	MA YD <i>YO WEBB</i>
Post 2218	E-UP <i>YO SOOTER</i>
CCI	Hopkins, H
CCI	O'Neal, H
CCI	Gordon, R
Voc.	Bell, H
Voc.	Franz, D
Toul/Voc	Malone, J

Team #8

Supervisor	Sgt. Wise
Scribe	Danielson, M., ED
Post 2304	B-1-FL
Post 2368	MA H/S <i>YO STAUS</i>
Post 2402	Tuol ED
Post 2421	PLA/VOC
CCI	Starks, T
CCI	Gomez, C
CCI	Ramback, T
ED	Ward, D
ED	McGill, R
	Rutheford, R

Third Watch staff will report to watch Commander for assignment.


 Russell
 Associate Warden (A)
 Central Division

cc: Watch Office
 Division Heads

Memorandum

Date : October 18, 1999

To : All Scribes

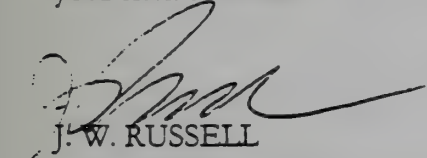
From : *Sierra Conservation Center, Jamestown, CA 95327*

Subject : DUTIES OF THE SEARCH SCRIBES

The following is a description of the necessary information that all scribes need to ensure is documented during the searches.

- A. If contraband is found in a bed area, that will generate a CDC 115. It will be necessary to document the following:
 - 1. The responsible inmate's name and number.
 - 2. The staff member's name who found the contraband.
 - 3. The time of discovery.
 - 4. The dorm and bed number where the contraband was found.
 - 5. The disposition of the contraband (e.g., was it turned over to ISU as evidence, was it turned over to the unit office, or was it disposed of per institutional procedure).
 - 6. Ensure that you describe the contraband with enough detail to support a CDC 115.
- B. While your assigned search team is searching each dorm, you and your team leader are to assess the maintenance needs of the dorm. Document what work orders need to be prepared for each dorm.

The overall success of this search will weigh heavily on how well you have documented the results of your team's search.


J. W. RUSSELL
Associate Warden (A)
Central Division

pc: Warden
Chief Deputy Warden
Division Heads
Facility Captains
Unit Lieutenants

Memorandum

Date : October 15, 1999

To : J. Russell
Associate Warden (A)
Central Division

From : Sierra Conservation Center, Jamestown, CA 95327

Subject : OPERATIONAL PLAN - CULINARY AND SNACK BAR

Combine this memo
w/ the Mariposa/
Calaveras memo - 1 memo
for everything.

CULINARY - MAIN

Tuesday, October 19, 1999

Breakfast: Regular feeding program. All inmates will receive a sack lunch when departing dining hall.

- ◆ At the time of yard recall, all Culinary inmate housed on Calaveras will be released to return to their dorms (NO exceptions).
- ◆ A crew of approximately 32 inmates from the Mariposa yard will be retained to facilitate the preparation of the next days sack lunches and the dinner meal.

Dinner: Feeding will begin upon completion of the search. The Calaveras serving line will utilize Calaveras inmates for the service line only. These inmates will not be allowed into the Culinary or Mariposa dining hall.

Wednesday, October 20, 1999

Breakfast: Regular feeding program. All inmates will receive a sack lunch when departing dining hall.

- ◆ The Culinary will only utilize inmates from the Calaveras yard to prepare the breakfast meal.
- ◆ The Mariposa servicing line will be manned with inmates from Mariposa only. These inmates will not be allowed into Culinary on the Calaveras dining hall.
- ◆ At the time of yard recall, approximately 32 of the inmates from the Calaveras yard will remain in Culinary to complete the cleanup from breakfast. They will then prepare the sack lunches for Thursday (10/21/99) and prepare the dinner meal.

Dinner: The dinner meal will begin after completion of the Mariposa yard search. The regularly assigned inmates will be used for serving and cleanup of the dining halls and Culinary.

CULINARY - TUOLUMNE

Tuesday, October 19 and Wednesday, October 20, 1999

Breakfast: Normal operation and menu.

- ◆ At the yard recall, the assigned culinary inmates will remain on their assignments. The PM shift culinary inmates may relieve the AM shift, if the unit staffing permits. If not, the AM inmates will remain on duty until the staff are available.
- ◆ Sack lunches will be prepared and distributed on the regular schedule.

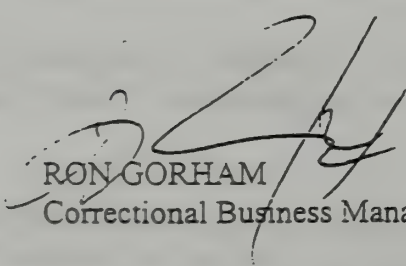
Dinner: Feeding will begin after the count clears and Tuolumne Unit staffing have returned. Assigned inmates will be used for serving and cleanup of the dining halls and Culinary.

SNACK BAR

Tuesday, October 19 and Wednesday, October 20, 1999

- ◆ The normal 2nd Watch inmate crew will be released to work.
- ◆ At 3rd Watch, the 2nd Watch inmate work crew will remain on duty in the Snack Bar until the completion of the days search. At that time, the assigned 3rd Watch inmates will be released to work and 2nd Watch inmates returned to the units.
- ◆ First Watch inmates will be released to and from work on the normal schedule.

If you have any further questions or concerns, please contact me at extension 5317.


RON GORHAM
Correctional Business Manager II

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...Industry
...Council

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Jamestown prison probe finds security lapses



AP photo

STAFFERS IMPERILED: Sierra Conservation Center guard Christopher Paris searches inmate Edward Wilson on Thursday after the inmate finished his work shift at the Jamestown medium security prison. An investigation at the prison finds that inmates have had access to blasting caps, welding compounds and sensitive vital information about prison employees.

Inmates accessed high-risk material

By Kiley Russell
The Associated Press

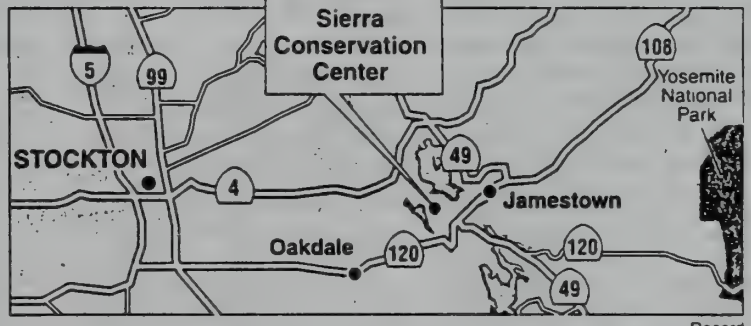
JAMESTOWN — An internal investigation at a medium security prison in Tuolumne County found that inmates had regular access to explosives and personal information about guards, including Social Security numbers and birthdates, potentially threatening the lives of inmates and staff.

Chief Deputy Warden Kathy Prosper acknowledged Friday that prisoners at Sierra Conservation Center in Jamestown, have had access to flammable welding compounds and blasting caps since January and that security surrounding staff's personnel information has been inadequate.

"I'm trying very hard to get this place fixed," Prosper said.

Sierra, located northwest of Sonora, houses about 4,000 medium and minimum-security inmates. It is primarily used as a center to train minimum security prisoners as firefighters — up to 1,600 of whom may be on the front lines of the state's raging wildfires on any given day, according to Jerry Underwood, a prison spokesman.

Many prisoners are also cleared to work as clerks and laborers, both in the prison and outside its gates. It is in these positions of trust, the official said, that inmates have had access to



Record

the blasting caps, welding compounds and sensitive vital information about prison employees — including names, Social Security numbers, home phone numbers, dates of birth and even college transcripts.

The security problems, described in an inch-thick stack of internal SCC memos and reports, were uncovered during a guard's final check of an inmate's property before being released from the prison on Sept. 5.

The inmate, Douglas Guyton, was being processed for parole after serving four years for what prison officials would only describe as property crimes.

During the final search of Guyton's personal property before he stepped outside the prison gates, the guard found notes with the names, addresses, Social Security numbers, birthdates or driver's license numbers of staff members.

Prosper thinks Guyton got the information over the years doing clerical jobs at the prison — most recently as a filing and typing clerk for a prison employee training program.

Guyton told SCC investigators that he planned to use the information to run credit card scams if he fell on hard times, according to an SCC incident

Please see INMATES, B3

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Lodi/Lode

■ The Record

Saturday, October 23, 1999 **B1**

■ Lodi Bureau

101 W. Locust St., Lodi 95240
Jeff Hood, bureau chief 367-742
Fax number 367-743

■ Mother Lode Bureau

520 N. Main St., Angels Camp 95222
Francis P. Garland, bureau chief 736-955
Fax number 736-956

INMATES

Continued from B1

report.

He collected the information while sorting intra-office mail, allegedly rifling through loosely secured manila envelopes used to move personnel documents from one CDC office to another, prison officials believe.

Guyton is now at another prison while the Tuolumne County district attorney's office reviews his case for a possible felony prosecution, said Prosper.

Staff is stunned

The discovery immediately caused a stir among SCC staff and led to the creation of a task force charged with scrutinizing the security of sensitive personnel documents at the prison.

The investigators soon found serious security problems at the prison fire house and the Inmate Day Labor center, where between 40 and 60 low-security inmates gather each day to help build the prison's new wastewater treatment plant — a \$8.5 million dollar project that started in January.

The site is a couple of hundred yards from SCC's main security area and separated from most prisoners by two 40-foot high cyclone fences topped with concertina wire.

Between Sept. 16 and 20, the audit team found that prisoners had access to Greyhound bus schedules, a detailed map of the local area and clear sheets of plastic lamination that could be used to create fake identification

"This stuff can be smuggled from Sierra to Folsom in a day. There could be explosive materials in a dozen prisons by now."

— Department of Corrections whistleblower, who revealed information about security breaches

and gate passes, according to the audit inspection reports. All these materials are forbidden to prisoners because of their usefulness in aiding escapes.

On Sept. 22, two inmate clerks who worked at Inmate Day Labor told investigators that gun powder was being held in a locked drawer at the day labor office and that inmates had access to it. On that same day, a guard at IDL told a member of the audit team that he saw what he thought to be a live blasting cap about three months earlier.

Both of these conversations were relayed to Prosper and other prison administrators that day, according a CDC official.

And on Sept. 23, a memo prepared by the IDL guard describes how over the previous few months, inmates had told him about seeing blasting caps just laying around at the IDL site.

"During these discussions, I was informed that these inmates had seen hundreds of the blasting caps on the site since their assignment to the project," it concludes.

But it wasn't until the next day — two days after the initial reports — that a team was sent to the site to investigate. "There was no good reason to wait — except to allow IDL workers to clean up their act," a CDC official said.

Blowing the whistle

It was this CDC whistleblower who originally brought SCC's security problems to the attention of The Associated Press. He said he was revealing the information because he fears the staff at Sierra and their families who live nearby remain at risk. Fearing reprisals in his workplace, he asked not to be identified.

But the delay was not part of an attempted cover-up, Prosper said. As soon as inmates were suspected of getting access to the sensitive staff information, the construction offices at IDL were immediately declared off limits to prisoners and it took the administration until Sept. 24 to organize a team to search the IDL, she added.

As to why it took almost a month to search the entire prison for the contraband, Prosper says the information she was getting at the time wasn't reliable enough to warrant a full lockdown.

"Inmates lie — we never take one inmate's word on any type of issue," Prosper said. "Our policy makes it clear that you have to substantiate the information that the source gives you before you can use that information."

But the delay may have given inmates time to smuggle the materials out of Sierra and into other

California prisons, said the official who accuses the prison's administration of failing to act quickly and decisively when it finally learned of the security problems.

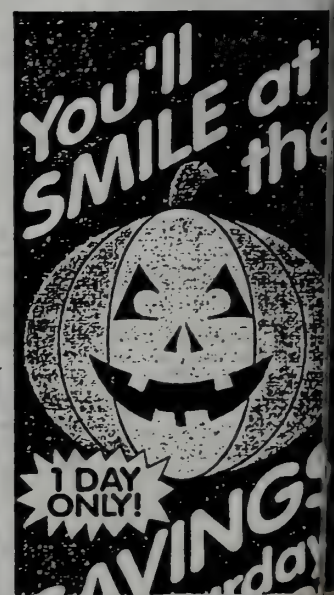
The prison administration, however, says it has vigorously attacked these security problems and meticulously documented every stage of their investigation since Sept. 5 when they first began to come to light.

"We have nothing to hide," Prosper said. "I want to make that very clear, that the warden and took this very seriously."

In fact, the investigation into the prison's security problems ultimately led to a two-day prison lockdown and an intense search on Tuesday and Wednesday that failed to turn up any blasting caps, welding compound or stolen information about prison employees, Underwood said.

But critics say explosives could have been smuggled from Sierra to other California prisons in a few weeks before the search.

"This stuff can be smuggled from Sierra to Folsom in a day," the CDC official said. "There could be explosive materials in a dozen prisons by now."



ICE AND COVERAGE

By STEVE ELLIOTT
BEE STAFF WRITER

WESTLEY — A month ago, these hills looked more like hell than anything on this Earth. Fire filled the canyon, spinning skyward. Black smoke darkened the day, silently spreading over the valley.

Today, the fire is almost out, systematically killed by foam, firefighters and some of the biggest bulldozers and excavators built.

"Within the next 10 days, the fire will be out," said Rich Fisher, who has been directing the firefighting operation since the beginning of the month. "We'll start demobilizing this week."

Fisher is a the project manager for the IT Group, the Pennsylvania company hired by the U.S. Environmental Protection Agency to kill the flames.

IT hired the Williams firefighting company from Texas, then began chipping away at an inferno. The firefighters still were at it Friday. From a hill above the

site, Fisher described the process. First, the crews use a mixture of foam and water to knock down the flames, then they crawl in with giant excavators that look like souped-up versions of the steam shovel Mike Mulligan used in the popular children's books.

One excavator bites off chunks of burning tires and drops them in a pool of water to extinguish and cool them. The second shovel lifts out the drenched tires and stacks them to the side.

They cool for a few days, then bulldozers and dump trucks move them out of the way. "Driving out on those tires feels like driving on a sponge," Fisher said. "It's like driving on a bowl of Cheerios."

The crews worked down the 40 acres of fire just like that, and just have two areas left to chew through.

The progress amazed Stanislaus County officials, who thought the fire would have to burn itself out over

SEE BACK PAGE, FIRE

Probe: Jamestown prison security a threat

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Many prisoners also are cleared to work as clerks and laborers, both in the prison and

outside its gates.

It is in those positions of trust, the official said, that inmates have had access to the blasting caps, welding compounds and sensitive vital information about prison employees — including names, social security numbers, home phone numbers, dates of birth and even college transcripts.

The security problems, de-

scribed in an inch-thick stack of internal SCC memos and reports, were uncovered Sept. 5 during a guard's final property check of an inmate being re-

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SEE BACK PAGE, JAMESTOWN

Weather

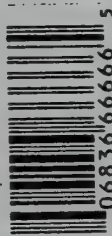
Today: Sunny, highs in the 70s, lows in the 40s.
Friday: High 83, low 52.



Complete weather on Page B6

TipLine at 575-7500 TIPS (8477)

The Modesto Bee Online:
<http://www.modbeeb.com>



Kaczynski trial bid to be heard

■ Bomber asks to withdraw guilty plea

THE ASSOCIATED PRESS

SAN FRANCISCO — A federal appeals court agreed Friday to hear Theodore Kaczynski's request to withdraw his guilty plea for the Unabomber killings, go to trial and face a possible death sentence.

Kaczynski, a Harvard-trained

mathematician who became a forest recluse, pleaded guilty in 1998 to mail bombings that killed three people and injured 23. Kaczynski's statements have connected the attacks to his campaign against technological tyranny.

The 9th U.S. Circuit Court of Appeals agreed to consider whether Kaczynski's guilty plea was voluntary; whether he was properly denied the right to represent himself; and whether a

defendant in a death penalty trial has a right to prevent his court-appointed lawyer from presenting evidence of mental impairment as a defense.

The Justice Department had agreed to the guilty plea and life sentence after a psychiatric examination concluded Kaczynski was a paranoid schizophrenic but competent to stand trial. The exam had been arranged by Kaczynski's lawyers over his objections.

oners were killed and two were seriously wounded.
The prison normally holds about 1,400 inmates, nearly double its capacity. Authorities on Thursday evacuated 600 prisoners by boat, but 800 remained in the prison Friday, when the prisoners staged their riot.
Water that was already up to 6½ feet high was still rising at the time of the

donated food among the 3,000 evacuees who fled widespread flooding provoked by weeks of relentless rain. Authorities said there weren't enough donated packages of food to go around.
Those who couldn't fit into shelters began camping out on highways.
In what authorities say is the worst flooding Tabasco state has ever seen, six major rivers have overflowed, wip-

Since Wednesday, 8 inches of rain has fallen in the Carrizal, Samaria, Usamacinta and Grijalva rivers, pushing them more than 3 feet above their normal levels.
The flooding was almost certain to worsen this morning, when authorities planned to release more water from the burgeoning Penitas dam upstream in the neighboring state of Chiapas.

JAMESTOWN: Smuggling of explosives worries official

CONTINUED FROM A-1

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It was this CDC whistleblower who originally brought SCC's security problems to the attention of The Associated Press. He said he was revealing the information because he fears the staff at Sierra and their families who live nearby remain at risk. Fearing reprisals in his workplace, he asked not to be identified.

But the delay was not part of an attempted cover-up, Prosper said. As soon as inmates were suspected of getting access to the sensitive staff information, the construction offices at IDL were declared off-limits to prisoners. It took the administration until Sept. 24 to organize a team to search the IDL, she added.

As to why it took almost a month to search the entire prison for the contraband, Prosper said the information she was getting wasn't reliable enough to warrant a full lockdown.

Delay allows for smuggle

But the delay may have given inmates time to smuggle the materials out of Sierra and into other California prisons, said the official, who accuses the prison's administration of failing to act quickly and decisively when it learned of the security problems.

The prison administration, however, says it has vigorously attacked the security problems and meticulously documented every stage of its investigation since Sept. 5 when they first began to come to light.

In fact, the investigation into the prison's security problems ultimately led to a two-day prison lockdown and an intense search Tuesday and Wednesday that failed to turn up any blasting caps, welding compound or stolen information about prison employees, Underwood said.

Guards did find drugs, hand-made weapons and "weapon stalk," which are metal items that can be made into knives, but nothing from the IDL construction site, he said.

But critics say explosives could have been smuggled from Sierra to other California prisons in the weeks before the search.

"This stuff can be smuggled from Sierra to Folsom in a day," the CDC official said. "There could be explosive materials in a dozen prisons by now."



Friday afternoon in a parachute jump off El Capitan in Yosemite.

jumping spurred protest



THE ASSOCIATED PRESS
izes what has happened.

port of our son might do something like this and get hurt."

Gambalie said he had worried that the jumpers would not be using top-quality equipment, because they knew their gear would be confiscated.

In fact, Mescola said Sanders kept saying, "It wasn't her gear, it wasn't her gear," after Davis' fatal jump.

Said Gambalie Jr.: "The park rangers will argue that it's an unsafe sport, but the BASE jumpers will tell you that it would be a safe sport if they used good equipment. ... This sport can be safe."

The lone jumper left on top, Badenhop, hiked down. The rest of the crowd lingered. Some stayed until dusk, when a park service helicopter brought Davis' body back to the meadow.

"It's a horrible thing that this happened, and our hearts go out to them," said Gediman, the park service spokesman. "But I think this event really shows the inherent danger and verifies our policy and shows why we think this is an inappropriate activity for Yosemite National Park."

Weber was among those who stayed.

ever closer to the
Almost as soon as the
below realized something
ing, it was over. The fall
ss than 20 seconds, and
kening pop echoed over
idently hushed meadow
unshot.

arda Mescola embraced
s toward the back of the
Mescola's son, Frank

SMOKE: Choking fire likely

PART A - COVER SHEET

PAGE 1 OF 10

CDC 837 - A (11/91)

INCIDENT LOG NUMBER

SCC-COP-99-09-0150

INSTITUTION / FACILITY

INCIDENT SITE / LOCATION

SCC

IDL

DATE INCIDENT

TIME INCIDENT

09-24-99

0800

SPECIFIC CRIME / INCIDENT

D.A. REFERRAL

SECTION / CODE / RULE NUMBER

IDL WORKSITE SEARCH

☐ YES ☐ NO

☒ Y SERT ACTIVATED?
(ENTER Y OR N)

☐ N NEGOTIATION TEAM ACTIVATED?
(ENTER Y OR N)

☐ N MUTUAL AID REQUESTED?
(ENTER Y OR N)

☐ N MEDIA NOTIFIED?
(ENTER Y OR N)

DEATHS

CAUSE OF DEATH

ASSAULT / BATTERY

TYPE OF ASSAULT / BATTERY

☐ STAFF
☐ VISITOR
☐ INMATE

☐ HOMICIDE
☐ SUICIDE
☐ ACCIDENTAL
☐ NATURAL

☐ ON STAFF
☐ ON VISITOR
☐ ON INMATE
☐ OTHER: _____

☐ BEATING
☐ SHOOTING
☐ STABBING
☐ SPEARING
☐ POISONING
☐ STRANGLING
☐ SLASHING
☐ SEXUAL
☐ OTHER: _____

N/A

N/A

N/A

N/A

SERIOUS INJURY

INMATE WEAPONS

SHOTS FIRED

TYPE WEAPON (STAFF)

☐ STAFF
☐ VISITOR
☐ INMATE

☐ FIREARM
☐ KNIFE
☐ SPEAR
☐ EXPLOSIVE
☐ PROJECTILE
☐ SLASHING INSTRUMENT

☐ STABBING INSTRUMENT
☐ HANDS / FEET
☐ CLUB / BLUDGEON
☐ CAUSTIC SUBSTANCE
☐ OTHER: _____

☐ YES ☐ NO
NUMBER
FIRED
ESCAPES
☐ WITH FORCE
☐ WITHOUT FORCE
☐ ATTEMPTED

☐ 38 CAL
☐ MINI 14
☐ H & K 94
☐ SHOTGUN
☐ 37 MM
☐ TASER
☐ PR 24
☐ OTHER: N/A

SUICIDE

N/A

OTHER N/A

COMMERCIAL

INMATE MANUFACTURED

SUSPECTED CONTROLLED
SUBSTANCE

LOCKDOWNS YES

EXCEPTIONAL ACTIVITY

☐ HEROIN / OPIATES
☐ COCAINE
☐ MARIJUANA
☐ AMPHETAMINE
☐ BARBITURATE
☐ LSD
☐ PCP
☐ METHAMPHETAMINE
☐ OTHER: _____

☐ YES ☐ NO
IF YES, LIST AFFECTED
PROGRAMS BELOW;
EDUCATION, VOCATION,
AND RECREATION

☐ MAJOR DISTURBANCE
☐ INMATE STRIKE
☐ PUBLIC DEMONSTRATION
☐ INMATE DEMONSTRATION
☐ NATURAL DISASTER
☐ ENVIRONMENTAL HAZARD
☐ SPECIAL INTEREST INMATE
☐ WEATHER

N/A

☐ EMPLOYEE JOB ACTION
☐ MAJOR POWER OUTAGE
☐ EXPLOSION
☐ FIRE
☐ HOSTAGE
☐ GANG INVOLVED

☐ OTHER: N/A

DESCRIPTION OF CRIME / INCIDENT:

Through an on-going investigation, information was received that there was a possibility of explosive material that was being kept on institutional grounds in the Inmate Day Labor area. Additional information obtained was that some of the inmates assigned to the IDL crew were involved in using drugs. M. C. Kramer, Warden, was briefed about the information received, and on Friday, September 24, 1999, he ordered the institution to be locked down and searched. The focus of the search was IDL areas, the assigned housing and lockers of inmates assigned to IDL. Unclothed body searches were performed, and urine samples were obtained from all IDL inmates. At approximately 0800 hours, several teams were assembled and searches of the identified areas and inmate began. During the search of the IDL area, several Cad weld tubes were found in an unsecured office trailer. These "Cad welds" contained various metals and are used to weld large diameter cooper wire together, through extreme heat, generated by burning these metals. These Cad welds require secure, limited access, and dry storage. The institution's Hazardous Materials Specialist, Gary Stephens, Fire Chief, was summoned to the area to evaluate these welding materials as to the degree of hazard. Chief Stephens took possession of the "Cad welds", inventoried them and stored them in a locked concrete building. The Cad welds will be issued to IDL staff as needed pending IDL obtaining an appropriate storage container and inventory system.

✓ CHECK HERE IF DESCRIPTION IS CONTINUED ON PART C

NAME / TITLE / SIGNATURE OF REPORTING STAFF

BADGE / I.D.#

SERVICE (INSTITUTION USE)

DATE

R. BIRD, CORRECTIONAL LIEUTENANT

2407

YEARS 27 MONTHS 10

9/27/99

AUTHORIZED SIGNATURE / TITLE (INSTITUTION USE)

DATE

W. F. HEISE, ASSOCIATE WARDEN, CENTRAL DIVISION

9/27/99

CRIME / INCIDENT REPORT
PART C - SUPPLEMENT

2 10

PAGE OF

CDC 837 - C (11/91)

INCIDENT LOG NUMBER

SCC-COP-99-09-0150

INSTITUTION / FACILITY SCC	INCIDENT SITE / LOCATION IDL WORK SITE SEARCH	DATE INCIDENT 09/24/99	TIME INCIDENT 0800
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TYPE OF INFORMATION

☒ CONTINUING DESCRIPTION OF INCIDENT (PART A) ☐ SUPPLEMENTAL INFORMATION ☐ CLOSURE REPORT

NARRATIVE

In another office trailer, a search of IDL staffs' desks and surrounding areas was conducted. During this search, several tools and scissors were found in the drawers. These items were not on an inventory or color-coded as required. Other items found within the trailer unsecured were; several cans of flammable sprays, (paint solvents and silicone), vehicle keys, pad locks and keys, computer disks and a whistle.

On the window sill near the desk of IDL Supervisor, Keith Ramos, was a blank Folger Adams key. All items found were photographed. ISU staff took possession of the blank key. The other items were left with IDL staff. IDL staff was instructed to comply with tool inventory procedures, and to secure all flammable sprays.

While searching other buildings on the IDL work site, an inmate-manufactured weight room was discovered. Pouring cement in molds fashioned from PVC pipe made the weights. The weight bar and weight bench was constructed from metal iron and steel. The weights and bench were manufactured from state supplies, purchased for construction of the sewer plant. All the contraband weight and equipment was removed from the building by the search teams and secured in a fenced storage yard. Other items of concern found in the IDL area were unsecured personal clothing, small amounts of gasoline and diesel fuel (unsecured), plot plans, a pad lock and key, which was found in an inmate jacket pocket. All items were secured or removed from the area.

This concluded the search of the IDL work site. IDL returned to full operation on Monday, September 27, 1999, with the stipulation to correct all tool and hazardous materials control issues, and to ensure inmates are not allowed in the office trailers until additional security controls are in place.

The 41 inmates assigned to the IDL crew were ordered to submit urine samples for testing, they all complied. All urine samples were field-tested using the "On Track Roche Cup Presumptive Urinalysis Test. The urine samples obtained by Officer K. Day from Inmate FOSTER, J-40761, tested positive for methamphetamine. The urine sample obtained by Officer K. Day from Inmate WOOLEN, F 22985, tested positive for marijuana. Both inmates were removed from their assignment pending the results of the toxicology report from the laboratory.

During the search of the lockers and housing areas of the inmates assigned to IDL, no significant contraband was found. The institution returned to "normal program" at approximately 1600 hours.

There were not staff or inmate injuries as a result of this incident. Five staff worked a combined total of nine hours of overtime.

You will be appraised of further developments regarding this case as they occur.

NAME / TITLE / SIGNATURE OF REPORTING STAFF R. BIRD, CORRECTIONAL LIEUTENANT <i>R. Bird</i>	BADGE / LD.# 2407	SERVICE (INSTITUTION USE) YEARS 27 MONTHS 10	DATE 9/24/99
AUTHORIZED SIGNATURE / TITLE (INSTITUTION USE) W. F. HEISE, ASSOCIATE WARDEN, CENTRAL DIVISION <i>W. F. Heise</i>			DATE 9/24/99

CRIME / INCIDENT REPORT

PART B - INVOLVED PARTIES

CDC 837-B(11/91)

PAGE 3 OF 10

INSTITUTION / FACILITY SIERRA CONSERVATION CENTER		DATE INCIDENT 9/24/99		TIME INCIDENT 0800	INCIDENT LOG NUMBER SCC-COP-99-09-0150	
NAME (LAST, FIRST, MI) FOSTER, OSCAR				SEX M	ETHNICITY BLACK	CLASS SCORE 0
CHECK ONE <input type="checkbox"/> VICTIM <input checked="" type="checkbox"/> SUSPECT <input type="checkbox"/> WITNESS	CDC NUMBER J-40761	CIB# A08936500	FBI# 710375WA8	SSN# 553-43-9492	PV-RTC? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
	DATE REC'D BY CDC 12/13/94	DATE REC'D BY INST. 08/27/98	ANTICIPATED RELEASE DATE 05/07/01	DATE OF BIRTH 02/11/67	HOUSING ASSIGNMENT 0605	
COMMITMENT OFFENSES (OPTIONAL) CORPORAL INJURY TO SPOUSE (NON-CONTROLLING ROB. W/WEAPON)				COUNTY OF COMMITMENT SACRAMENTO		
DESCRIPTION OF INJURIES NONE				PRISON GANG / DISRUPTIVE GROUP (VALIDATED) NONE NOTED		
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED				LOCATION OF HOSPITAL / TREATMENT		
NAME (LAST, FIRST, MI) WOOLEN, JOAQUIN				SEX M	ETHNICITY HISPANIC	CLASS SCORE 19
CHECK ONE <input type="checkbox"/> VICTIM <input checked="" type="checkbox"/> SUSPECT <input type="checkbox"/> WITNESS	CDC NUMBER P-22985	CIB# A07404569	FBI# 672030MA6	SSN# 565-55-1414	PV-RTC? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
	DATE REC'D BY CDC 12/22/98	DATE REC'D BY INST. 02/16/99	ANTICIPATED RELEASE DATE 06/27/00	DATE OF BIRTH 02/20/65	HOUSING ASSIGNMENT 3806	
COMMITMENT OFFENSES (OPTIONAL) POSSESSION OF CONTROLLED SUBSTANCE FOR SALE				COUNTY OF COMMITMENT LOS ANGELES		
DESCRIPTION OF INJURIES NONE				PRISON GANG / DISRUPTIVE GROUP (VALIDATED) NONE NOTED		
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED				LOCATION OF HOSPITAL / TREATMENT		
NAME (LAST, FIRST, MI) MILLS, R.E.			TITLE CORR. SERGEANT	SEX M	ETHNICITY WHITE	REGULAR DAYS OFF S/S/H
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> WITNESS	CHECK ONE <input type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:	BADGE / ID# 12177	POST ASSIGNMENT ISU	ID NUMBER P37802		
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED				LOCATION OF HOSPITAL / TREATMENT		
NAME (LAST, FIRST, MI) KIRKLAND, R.L.			TITLE CORR. SERGEANT	SEX M	ETHNICITY WHITE	REGULAR DAYS OFF S/S/H
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> WITNESS	CHECK ONE <input type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:	BADGE / ID# 31127	POST ASSIGNMENT ISU	ID NUMBER P44864		
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED				LOCATION OF HOSPITAL / TREATMENT		
NAME (LAST, FIRST, MI) LAY, S.C.			TITLE CORR. OFFICER	SEX M	ETHNICITY WHITE	REGULAR DAYS OFF S/S/H
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> WITNESS	CHECK ONE <input type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:	BADGE / ID# 31129	POST ASSIGNMENT ISU	ID NUMBER P37870		
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED				LOCATION OF HOSPITAL / TREATMENT		

CRIME / INCIDENT REPORT
PART B - INVOLVED PARTIES
 CDC 837-B(11/91)

PAGE 4 OF 10

INSTITUTION / FACILITY SIERRA CONSERVATION CENTER				DATE INCIDENT 9/24/99		TIME INCIDENT 0800		INCIDENT LOG NUMBER SCC-COP-99-09-0150	
NAME (LAST, FIRST, MI)						SEX	ETHNICITY		CLASS SCORE
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input type="checkbox"/> WITNESS	CDC NUMBER	CIN#	FBI#	SSN#	PV-RTC? YES NO		HOUSING ASSIGNMENT		
				DATE REC'D BY CDC		DATE REC'D BY INST.		ANTICIPATED RELEASE DATE	
				DATE OF BIRTH					
COMMITMENT OFFENSES (OPTIONAL)						COUNTY OF COMMITMENT			
DESCRIPTION OF INJURIES						PRISON GANG / DISRUPTIVE GROUP (VALIDATED)			
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						LOCATION OF HOSPITAL / TREATMENT			
NAME (LAST, FIRST, MI)						SEX	ETHNICITY		CLASS SCORE
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input type="checkbox"/> WITNESS	CDC NUMBER	CIN#	FBI#	SSN#	PV-RTC? YES NO		HOUSING ASSIGNMENT		
				DATE REC'D BY CDC		DATE REC'D BY INST.		ANTICIPATED RELEASE DATE	
				DATE OF BIRTH					
COMMITMENT OFFENSES (OPTIONAL)						COUNTY OF COMMITMENT			
DESCRIPTION OF INJURIES						PRISON GANG / DISRUPTIVE GROUP (VALIDATED)			
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						LOCATION OF HOSPITAL / TREATMENT			
NAME (LAST, FIRST, MI)						SEX	ETHNICITY		REGULAR DAYS OFF
CURTIS, J. S.						F	WHITE		S/S/H
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> WITNESS	CHECK ONE <input type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:	BADGE / ID# 42911	POST ASSIGNMENT ISU	ID NUMBER P04457					
		DESCRIPTION OF INJURIES							
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						LOCATION OF HOSPITAL / TREATMENT			
NAME (LAST, FIRST, MI)						SEX	ETHNICITY		REGULAR DAYS OFF
FROHREICH, J.S.						M	WHITE		S/S/H
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> WITNESS	CHECK ONE <input type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:	BADGE / ID# 44462	POST ASSIGNMENT ISU	ID NUMBER P52919					
		DESCRIPTION OF INJURIES							
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						LOCATION OF HOSPITAL / TREATMENT			
NAME (LAST, FIRST, MI)						SEX	ETHNICITY		REGULAR DAYS OFF
PETREY, K.C.						M	WHITE		W/T
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> WITNESS	CHECK ONE <input type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:	BADGE / ID# 13518	POST ASSIGNMENT SERT	ID NUMBER P37997					
		DESCRIPTION OF INJURIES							
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						LOCATION OF HOSPITAL / TREATMENT			

CRIME / INCIDENT REPORT

PART B - INVOLVED PARTIES

CDC 837-B(11/91)

PAGE 5 OF 10

INSTITUTION / FACILITY				DATE INCIDENT		TIME INCIDENT		INCIDENT LOG NUMBER	
SIERRA CONSERVATION CENTER				9/24/99		0800		SCC-COP-99-09-0150	
NAME (LAST, FIRST, MI)						SEX		ETHNICITY	
CLASS SCORE									
CHECK ONE		CDC NUMBER		CII#		FBI#		SSN#	
<input type="checkbox"/> VICTIM								PV-RTC?	
<input type="checkbox"/> SUSPECT		DATE REC'D BY CDC		DATE REC'D BY INST.		ANTICIPATED RELEASE DATE		DATE OF BIRTH	
<input type="checkbox"/> WITNESS								HOUSING ASSIGNMENT	
COMMITMENT OFFENSES (OPTIONAL)						COUNTY OF COMMITMENT			
DESCRIPTION OF INJURIES						PRISON GANG / DISRUPTIVE GROUP (VALIDATED)			
CHECK ALL THAT APPLY						LOCATION OF HOSPITAL / TREATMENT			
<input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED									
NAME (LAST, FIRST, MI)						SEX		ETHNICITY	
CLASS SCORE									
CHECK ONE		CDC NUMBER		CII#		FBI#		SSN#	
<input type="checkbox"/> VICTIM								PV-RTC?	
<input type="checkbox"/> SUSPECT		DATE REC'D BY CDC		DATE REC'D BY INST.		ANTICIPATED RELEASE DATE		DATE OF BIRTH	
<input type="checkbox"/> WITNESS								HOUSING ASSIGNMENT	
COMMITMENT OFFENSES (OPTIONAL)						COUNTY OF COMMITMENT			
DESCRIPTION OF INJURIES						PRISON GANG / DISRUPTIVE GROUP (VALIDATED)			
CHECK ALL THAT APPLY						LOCATION OF HOSPITAL / TREATMENT			
<input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED									
NAME (LAST, FIRST, MI)						SEX		ETHNICITY	
CLASS SCORE									
CHECK ONE		CDC NUMBER		CII#		FBI#		SSN#	
<input type="checkbox"/> VICTIM								PV-RTC?	
<input type="checkbox"/> SUSPECT		DATE REC'D BY CDC		DATE REC'D BY INST.		ANTICIPATED RELEASE DATE		DATE OF BIRTH	
<input type="checkbox"/> WITNESS								HOUSING ASSIGNMENT	
COMMITMENT OFFENSES (OPTIONAL)						COUNTY OF COMMITMENT			
DESCRIPTION OF INJURIES						PRISON GANG / DISRUPTIVE GROUP (VALIDATED)			
CHECK ALL THAT APPLY						LOCATION OF HOSPITAL / TREATMENT			
<input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED									
NAME (LAST, FIRST, MI)						TITLE		SEX	
CALHOUN, K.D.						CORR. SERGEANT		M	
ETHNICITY						WHITE		REGULAR DAYS OFF	
T/F									
CHECK ONE		CHECK ONE		BADGE / ID#		POST ASSIGNMENT		ID NUMBER	
<input type="checkbox"/> VICTIM		<input type="checkbox"/> STAFF		30856		SERT		P37857	
<input type="checkbox"/> SUSPECT		<input type="checkbox"/> VISITOR							
<input checked="" type="checkbox"/> WITNESS		<input type="checkbox"/> OTHER:							
CHECK ALL THAT APPLY						LOCATION OF HOSPITAL / TREATMENT			
<input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED									
NAME (LAST, FIRST, MI)						TITLE		SEX	
PEREZ, D.R.						CORR. SERGEANT		M	
ETHNICITY						WHITE		REGULAR DAYS OFF	
S/S									
CHECK ONE		CHECK ONE		BADGE / ID#		POST ASSIGNMENT		ID NUMBER	
<input type="checkbox"/> VICTIM		<input type="checkbox"/> STAFF		34078		SERT		P04476	
<input type="checkbox"/> SUSPECT		<input type="checkbox"/> VISITOR							
<input checked="" type="checkbox"/> WITNESS		<input type="checkbox"/> OTHER:							
CHECK ALL THAT APPLY						LOCATION OF HOSPITAL / TREATMENT			
<input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED									
NAME (LAST, FIRST, MI)						TITLE		SEX	
CANUTT, F.D.						CORR. LT.		M	
ETHNICITY						WHITE		REGULAR DAYS OFF	
S/S/H									
CHECK ONE		CHECK ONE		BADGE / ID#		POST ASSIGNMENT		ID NUMBER	
<input type="checkbox"/> VICTIM		<input type="checkbox"/> STAFF		31698		SERT		P21190	
<input type="checkbox"/> SUSPECT		<input type="checkbox"/> VISITOR							
<input checked="" type="checkbox"/> WITNESS		<input type="checkbox"/> OTHER:							
CHECK ALL THAT APPLY						LOCATION OF HOSPITAL / TREATMENT			
<input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED									

CRIME / INCIDENT REPORT

PART B - INVOLVED PARTIES

CDC 837-B(11/91)

PAGE 6 OF 10

INSTITUTION / FACILITY SIERRA CONSERVATION CENTER				DATE INCIDENT 9/24/99		TIME INCIDENT 0800		INCIDENT LOG NUMBER SCC-COP-99-09-0150			
NAME (LAST, FIRST, MI)						SEX		ETHNICITY		CLASS SCORE	
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input type="checkbox"/> WITNESS		CDC NUMBER		CID#		FBI#		SSN#		PV-RTC? YES NO	
		DATE REC'D BY CDC		DATE REC'D BY INST.		ANTICIPATED RELEASE DATE		DATE OF BIRTH		HOUSING ASSIGNMENT	
COMMITMENT OFFENSES (OPTIONAL)						COUNTY OF COMMITMENT					
DESCRIPTION OF INJURIES						PRISON GANG / DISRUPTIVE GROUP (VALIDATED)					
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						LOCATION OF HOSPITAL / TREATMENT					
NAME (LAST, FIRST, MI)						SEX		ETHNICITY		CLASS SCORE	
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input type="checkbox"/> WITNESS		CDC NUMBER		CID#		FBI#		SSN#		PV-RTC? YES NO	
		DATE REC'D BY CDC		DATE REC'D BY INST.		ANTICIPATED RELEASE DATE		DATE OF BIRTH		HOUSING ASSIGNMENT	
COMMITMENT OFFENSES (OPTIONAL)						COUNTY OF COMMITMENT					
DESCRIPTION OF INJURIES						PRISON GANG / DISRUPTIVE GROUP (VALIDATED)					
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						LOCATION OF HOSPITAL / TREATMENT					
NAME (LAST, FIRST, MI)						SEX		ETHNICITY		REGULAR DAYS OFF	
RAWLINSON, P.T.						TITLE CORR. LT		M		WHITE W/T	
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> WITNESS		CHECK ONE <input type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:		BADGE / ID# 30057		POST ASSIGNMENT SERT		ID NUMBER P44858			
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						LOCATION OF HOSPITAL / TREATMENT					
NAME (LAST, FIRST, MI)						TITLE		SEX		ETHNICITY	
PATE, M.R., JR						CORR. OFFICER		M		WHITE M/T	
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> WITNESS		CHECK ONE <input type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:		BADGE / ID# 37527		POST ASSIGNMENT SERT		ID NUMBER P37808			
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						LOCATION OF HOSPITAL / TREATMENT					
NAME (LAST, FIRST, MI)						TITLE		SEX		ETHNICITY	
WHITE, D.W.						CORR. OFFICER		M		WHITE UNKNOWN	
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> WITNESS		CHECK ONE <input type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:		BADGE / ID# 42003		POST ASSIGNMENT SERT		ID NUMBER P04272			
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						LOCATION OF HOSPITAL / TREATMENT					

CRIME / INCIDENT REPORT

PART B - INVOLVED PARTIES

CDC 837-B(11/91)

PAGE 7 OF 10

INSTITUTION / FACILITY SIERRA CONSERVATION CENTER	DATE INCIDENT 9/24/99	TIME INCIDENT 0800	INCIDENT LOG NUMBER SCC-COP-99-09-0150
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NAME (LAST, FIRST, MI)	SEX	ETHNICITY	CLASS SCORE
------------------------	-----	-----------	-------------

CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input type="checkbox"/> WITNESS	CDC NUMBER	CI#	FBI#	SSN#	PV-RTC? YES NO
	DATE REC'D BY CDC	DATE REC'D BY INST.	ANTICIPATED RELEASE DATE	DATE OF BIRTH	HOUSING ASSIGNMENT

COMMITMENT OFFENSES (OPTIONAL)	COUNTY OF COMMITMENT
--------------------------------	----------------------

DESCRIPTION OF INJURIES	PRISON GANG / DISRUPTIVE GROUP (VALIDATED)
-------------------------	--

CHECK ALL THAT APPLY	LOCATION OF HOSPITAL / TREATMENT
----------------------	----------------------------------

☐ HOSPITALIZED ☐ TREATED AND RELEASED ☐ REFUSED TREATMENT ☐ DECEASED

NAME (LAST, FIRST, MI)	SEX	ETHNICITY	CLASS SCORE
------------------------	-----	-----------	-------------

CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input type="checkbox"/> WITNESS	CDC NUMBER	CI#	FBI#	SSN#	PV-RTC? YES NO
	DATE REC'D BY CDC	DATE REC'D BY INST.	ANTICIPATED RELEASE DATE	DATE OF BIRTH	HOUSING ASSIGNMENT

COMMITMENT OFFENSES (OPTIONAL)	COUNTY OF COMMITMENT
--------------------------------	----------------------

DESCRIPTION OF INJURIES	PRISON GANG / DISRUPTIVE GROUP (VALIDATED)
-------------------------	--

CHECK ALL THAT APPLY	LOCATION OF HOSPITAL / TREATMENT
----------------------	----------------------------------

☐ HOSPITALIZED ☐ TREATED AND RELEASED ☐ REFUSED TREATMENT ☐ DECEASED

NAME (LAST, FIRST, MI) SILVEIRA, F.M.	TITLE CORR. OFFICER	SEX M	ETHNICITY WHITE	REGULAR DAYS OFF F/S
---	-------------------------------	-----------------	---------------------------	--------------------------------

CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> WITNESS	CHECK ONE <input type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:	BADGE / ID# 36117	POST ASSIGNMENT SERT	ID NUMBER P37884
DESCRIPTION OF INJURIES				

CHECK ALL THAT APPLY	LOCATION OF HOSPITAL / TREATMENT
----------------------	----------------------------------

☐ HOSPITALIZED ☐ TREATED AND RELEASED ☐ REFUSED TREATMENT ☐ DECEASED

NAME (LAST, FIRST, MI) SHARKEY, R.S.	TITLE CORR. OFFICER	SEX M	ETHNICITY WHITE	REGULAR DAYS OFF T/W
--	-------------------------------	-----------------	---------------------------	--------------------------------

CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> WITNESS	CHECK ONE <input type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:	BADGE / ID# 52334	POST ASSIGNMENT SERT	ID NUMBER P04446
DESCRIPTION OF INJURIES				

CHECK ALL THAT APPLY	LOCATION OF HOSPITAL / TREATMENT
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☐ HOSPITALIZED ☐ TREATED AND RELEASED ☐ REFUSED TREATMENT ☐ DECEASED

NAME (LAST, FIRST, MI) HICKEY, R.A.	TITLE CORR. OFFICER	SEX M	ETHNICITY WHITE	REGULAR DAYS OFF F/S
---	-------------------------------	-----------------	---------------------------	--------------------------------

CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> WITNESS	CHECK ONE <input type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:	BADGE / ID# 36923	POST ASSIGNMENT SERT	ID NUMBER P37916
DESCRIPTION OF INJURIES				

CHECK ALL THAT APPLY	LOCATION OF HOSPITAL / TREATMENT
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☐ HOSPITALIZED ☐ TREATED AND RELEASED ☐ REFUSED TREATMENT ☐ DECEASED

CRIME / INCIDENT REPORT

PART B - INVOLVED PARTIES

CDC 837-B(11/91)

PAGE 8 OF 10

INSTITUTION / FACILITY SIERRA CONSERVATION CENTER				DATE INCIDENT 9/24/99		TIME INCIDENT 0800		INCIDENT LOG NUMBER SCC-COP-99-09-0150	
NAME (LAST, FIRST, MI)						SEX	ETHNICITY	CLASS SCORE	
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input type="checkbox"/> WITNESS	CDC NUMBER	CII#	FBI#	SSN#	PV-RTC7 YES NO				
	DATE REC'D BY CDC	DATE REC'D BY INST.	ANTICIPATED RELEASE DATE	DATE OF BIRTH	HOUSING ASSIGNMENT				
COMMITMENT OFFENSES (OPTIONAL)				COUNTY OF COMMITMENT					
DESCRIPTION OF INJURIES				PRISON GANG / DISRUPTIVE GROUP (VALIDATED)					
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED				LOCATION OF HOSPITAL / TREATMENT					
NAME (LAST, FIRST, MI)						SEX	ETHNICITY	CLASS SCORE	
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input type="checkbox"/> WITNESS	CDC NUMBER	CII#	FBI#	SSN#	PV-RTC7 YES NO				
	DATE REC'D BY CDC	DATE REC'D BY INST.	ANTICIPATED RELEASE DATE	DATE OF BIRTH	HOUSING ASSIGNMENT				
COMMITMENT OFFENSES (OPTIONAL)				COUNTY OF COMMITMENT					
DESCRIPTION OF INJURIES				PRISON GANG / DISRUPTIVE GROUP (VALIDATED)					
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED				LOCATION OF HOSPITAL / TREATMENT					
NAME (LAST, FIRST, MI)						SEX	ETHNICITY	REGULAR DAYS OFF	
TITLE						SEX	ETHNICITY	REGULAR DAYS OFF	
CORR. SERGEANT						M	WHITE	F/S	
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> WITNESS	CHECK ONE <input type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:	BADGE / ID# 45756	POST ASSIGNMENT SERT	ID NUMBER P52832					
		DESCRIPTION OF INJURIES							
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED				LOCATION OF HOSPITAL / TREATMENT					
NAME (LAST, FIRST, MI)						SEX	ETHNICITY	REGULAR DAYS OFF	
TITLE						SEX	ETHNICITY	REGULAR DAYS OFF	
CORR. OFFICER						M	WHITE	W/T	
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> WITNESS	CHECK ONE <input type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:	BADGE / ID# 51753	POST ASSIGNMENT SERT	ID NUMBER P04384					
		DESCRIPTION OF INJURIES							
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED				LOCATION OF HOSPITAL / TREATMENT					
NAME (LAST, FIRST, MI)						SEX	ETHNICITY	REGULAR DAYS OFF	
TITLE						SEX	ETHNICITY	REGULAR DAYS OFF	
CORR. OFFICER						M	WHITE	M/T	
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> WITNESS	CHECK ONE <input type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:	BADGE / ID# 48852	POST ASSIGNMENT SERT	ID NUMBER P04332					
		DESCRIPTION OF INJURIES							
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED				LOCATION OF HOSPITAL / TREATMENT					

CRIME / INCIDENT REPORT

PART B - INVOLVED PARTIES

CDC 837-B(11/91)

PAGE 9 OF 10

INSTITUTION / FACILITY	DATE INCIDENT	TIME INCIDENT	INCIDENT LOG NUMBER
SIERRA CONSERVATION CENTER	09/24/99	0800	SCC-COP-99-09-0150

NAME (LAST, FIRST, MI)	SEX	ETHNICITY	CLASS SCORE
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CHECK ONE	CDC NUMBER	CD#	FBI#	SSN#	PV-RTC?
<input type="checkbox"/> VICTIM					YES NO
<input type="checkbox"/> SUSPECT	DATE REC'D BY CDC	DATE REC'D BY INST.	ANTICIPATED RELEASE DATE	DATE OF BIRTH	HOUSING ASSIGNMENT
<input type="checkbox"/> WITNESS					

COMMITMENT OFFENSES (OPTIONAL)	COUNTY OF COMMITMENT
--------------------------------	----------------------

DESCRIPTION OF INJURIES	PRISON GANG / DISRUPTIVE GROUP (VALIDATED)
-------------------------	--

CHECK ALL THAT APPLY	LOCATION OF HOSPITAL / TREATMENT
----------------------	----------------------------------

<input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED	
--	--

NAME (LAST, FIRST, MI)	SEX	ETHNICITY	CLASS SCORE
------------------------	-----	-----------	-------------

CHECK ONE	CDC NUMBER	CD#	FBI#	SSN#	PV-RTC?
<input type="checkbox"/> VICTIM					YES NO
<input type="checkbox"/> SUSPECT	DATE REC'D BY CDC	DATE REC'D BY INST.	ANTICIPATED RELEASE DATE	DATE OF BIRTH	HOUSING ASSIGNMENT
<input type="checkbox"/> WITNESS					

COMMITMENT OFFENSES (OPTIONAL)	COUNTY OF COMMITMENT
--------------------------------	----------------------

DESCRIPTION OF INJURIES	PRISON GANG / DISRUPTIVE GROUP (VALIDATED)
-------------------------	--

CHECK ALL THAT APPLY	LOCATION OF HOSPITAL / TREATMENT
----------------------	----------------------------------

<input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED	
--	--

NAME (LAST, FIRST, MI)	TITLE	SEX	ETHNICITY	REGULAR DAYS OFF
------------------------	-------	-----	-----------	------------------

HICKEY, C.L.	CORR. OFFICER	M	WHITE	T/F
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CHECK ONE	CHECK ONE	BADGE / ID#	POST ASSIGNMENT	ID NUMBER
<input type="checkbox"/> VICTIM	<input type="checkbox"/> STAFF	49713	SERT	
<input type="checkbox"/> SUSPECT	<input type="checkbox"/> VISITOR	DESCRIPTION OF INJURIES		
<input checked="" type="checkbox"/> WITNESS	<input type="checkbox"/> OTHER:			

CHECK ALL THAT APPLY	LOCATION OF HOSPITAL / TREATMENT
----------------------	----------------------------------

<input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED	
--	--

NAME (LAST, FIRST, MI)	TITLE	SEX	ETHNICITY	REGULAR DAYS OFF
------------------------	-------	-----	-----------	------------------

PRDROSO, J.F.	CORR. SERGEANT	M	HISPANIC	M/T
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CHECK ONE	CHECK ONE	BADGE / ID#	POST ASSIGNMENT	ID NUMBER
<input type="checkbox"/> VICTIM	<input type="checkbox"/> STAFF	38440	SERT	P52830
<input type="checkbox"/> SUSPECT	<input type="checkbox"/> VISITOR	DESCRIPTION OF INJURIES		
<input checked="" type="checkbox"/> WITNESS	<input type="checkbox"/> OTHER:			

CHECK ALL THAT APPLY	LOCATION OF HOSPITAL / TREATMENT
----------------------	----------------------------------

<input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED	
--	--

NAME (LAST, FIRST, MI)	TITLE	SEX	ETHNICITY	REGULAR DAYS OFF
------------------------	-------	-----	-----------	------------------

POPKE, E.J.	CORR. OFFICER	M	WHITE	S/S/H
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CHECK ONE	CHECK ONE	BADGE / ID#	POST ASSIGNMENT	ID NUMBER
<input type="checkbox"/> VICTIM	<input type="checkbox"/> STAFF	12056	IDL	P44842
<input type="checkbox"/> SUSPECT	<input type="checkbox"/> VISITOR	DESCRIPTION OF INJURIES		
<input checked="" type="checkbox"/> WITNESS	<input type="checkbox"/> OTHER:			

CHECK ALL THAT APPLY	LOCATION OF HOSPITAL / TREATMENT
----------------------	----------------------------------

<input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED	
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CRIME / INCIDENT REPORT

PART B - INVOLVED PARTIES

CDC 837-B(11/91)

PAGE 10 OF 10

INSTITUTION / FACILITY SIERRA CONSERVATION CENTER				DATE INCIDENT 09/24/99		TIME INCIDENT 0800		INCIDENT LOG NUMBER SCC-COP-99-09-0150					
NAME (LAST, FIRST, MI)						SEX		ETHNICITY		CLASS SCORE			
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input type="checkbox"/> WITNESS		CDC NUMBER		CI#		FBI#		SSN#		PV-RTC? YES NO			
		DATE REC'D BY CDC		DATE REC'D BY INST.		ANTICIPATED RELEASE DATE		DATE OF BIRTH		HOUSING ASSIGNMENT			
COMMITMENT OFFENSES (OPTIONAL)						COUNTY OF COMMITMENT							
DESCRIPTION OF INJURIES						PRISON GANG / DISRUPTIVE GROUP (VALIDATED)							
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						LOCATION OF HOSPITAL / TREATMENT							
NAME (LAST, FIRST, MI)						SEX		ETHNICITY		CLASS SCORE			
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input type="checkbox"/> WITNESS		CDC NUMBER		CI#		FBI#		SSN#		PV-RTC? YES NO			
		DATE REC'D BY CDC		DATE REC'D BY INST.		ANTICIPATED RELEASE DATE		DATE OF BIRTH		HOUSING ASSIGNMENT			
COMMITMENT OFFENSES (OPTIONAL)						COUNTY OF COMMITMENT							
DESCRIPTION OF INJURIES						PRISON GANG / DISRUPTIVE GROUP (VALIDATED)							
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						LOCATION OF HOSPITAL / TREATMENT							
NAME (LAST, FIRST, MI)						TITLE		SEX		ETHNICITY		REGULAR DAYS OFF	
DENNIS, A.A.						CORR. OFFICER		M		WHITE		S/S	
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> WITNESS		CHECK ONE <input type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:		BADGE / ID# 45052		POST ASSIGNMENT SERT		ID NUMBER P21138		DESCRIPTION OF INJURIES			
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						LOCATION OF HOSPITAL / TREATMENT							
NAME (LAST, FIRST, MI)						TITLE		SEX		ETHNICITY		REGULAR DAYS OFF	
DENNIS, A.M.						CORR. OFFICER		M		WHITE			
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> WITNESS		CHECK ONE <input type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:		BADGE / ID# 45551		POST ASSIGNMENT SERT		ID NUMBER P52879		DESCRIPTION OF INJURIES			
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						LOCATION OF HOSPITAL / TREATMENT							
NAME (LAST, FIRST, MI)						TITLE		SEX		ETHNICITY		REGULAR DAYS OFF	
CHECK ONE <input type="checkbox"/> VICTIM <input type="checkbox"/> SUSPECT <input type="checkbox"/> WITNESS		CHECK ONE <input type="checkbox"/> STAFF <input type="checkbox"/> VISITOR <input type="checkbox"/> OTHER:		BADGE / ID#		POST ASSIGNMENT		ID NUMBER		DESCRIPTION OF INJURIES			
CHECK ALL THAT APPLY <input type="checkbox"/> HOSPITALIZED <input type="checkbox"/> TREATED AND RELEASED <input type="checkbox"/> REFUSED TREATMENT <input type="checkbox"/> DECEASED						LOCATION OF HOSPITAL / TREATMENT							

CURTIS, JILL S.		49211/P04457	SCC-COP-99-09-0150
5 YRS 5 MO	I.S.U.	0800 HOURS	09/24/99
S/S/H	0730-1600	Inmate Day Labor work area	

Description of Incident/Crime			CCR Section/Rule	
IDL / ECOLOGY AREA SEARCH				
You Role	Witnesses (preface S-Staff, V-Visitor, O-Other)		Inmates Involved (preface S-Suspect, V-Victim, W-Witness)	
<input checked="" type="checkbox"/> Primary <input type="checkbox"/> Responder <input type="checkbox"/> Witness <input type="checkbox"/> Victim <input checked="" type="checkbox"/> Camera				
Force Used by You	Less Lethal	Lethal Weapons	Number of Rounds Fired	Force Observed by You
<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input checked="" type="checkbox"/> None	<input type="checkbox"/> 37mm <input type="checkbox"/> Baton N/A <input type="checkbox"/> OC <input type="checkbox"/> Other:	<input type="checkbox"/> Mini-14 <input type="checkbox"/> Shotgun N/A <input type="checkbox"/> Handgun <input type="checkbox"/> Other	<input type="checkbox"/> N/A	<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input checked="" type="checkbox"/> None

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	One (1) VHS video tape, twelve (12) Polaroid photos	Evidence vault	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	SCIF 3301/3067 Completed
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	N/A	N/A	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Narrative:

On Friday, September 24, 1999, at approximately 0800 hours, I was instructed to report to the Inmate Day Labor (IDL) work site and search the area. I was instructed to assist in video taping an inmate-manufactured weight room and a free staff office. I then reported to the upper level courtyard where several Konex Boxes were located and videotaped the contents of each box, utilizing the institutional Sony Steady Shot hand held video camera. I then videotaped three (3) Konex Boxes and the contents, located near the IDL supervisor's trailer. I then reported behind the Ecology area and exposed (2) two Polaroid photos of free weights found in a Konex Box, utilizing the institutional Polaroid Spectra AF Instant Camera. I then returned to the Ecology Office and exposed two (2) Polaroid photos of several radios, a fan, an iron and other miscellaneous items. I entered the Ecology Custody Office and exposed four (4) Polaroid photos of various tools, spray paint cans, and flammable liquids which were located in the Custody Office in a tool box and locker.

Reporting Staff's Signature	Approved	Clarification Needed	Date
<i>J. Curtis</i>	<i>[Signature]</i>	<input type="checkbox"/>	09/24/99
Reviewer's Signature			Date
<i>[Signature]</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	9-28-99

(Print in ink or employees can personally type or complete this form on a computer)
 (At no time will this form be completed by anyone other than the reporting employee)

State of California

Memorandum

Date : October 6, 1999

To : W. B. Canaday
Correctional Officer

From : Sierra Conservation Center, Jamestown, CA 95327

Subject: ALLEGED STAFF MISCONDUCT

Officer Canaday, in your recent memorandum to J. Fee (copy attached), which you personally served me a copy of and a request to resign from a recently appointed work group for ethical reasons, you allege the following:

"I discovered in what is my opinion a cover-up of some very serious violations of policy and possible violations of law." You further state, "I am greatly concerned for the safety of staff, inmates and most importantly the general public. I joined the task force to correct security problems not to be a part of a possible cover-up. It is my fear that because of what I believe is gross negligence on the part of this administration that human lives could be at risk. Furthermore, I will take no part in or be responsible in the event any person or persons get injured as a result of the aforementioned circumstances."

Officer Canaday, as a Correctional Peace Officer, you are duty bound to report all violations of policy and laws. Therefore, you are directed as follows:

Within three days of receipt of this memo, you are to submit a report detailing the following:

- What "violation of policy or law", by whom, when, what corrective action was taken by you or others, and copies of any and all reports you submitted.
- What "gross negligence by administration", by whom, when, what corrective action was taken by you or others, and copies of any and all reports you submitted.
- What "cover-up", by whom, when, what corrective action was taken by you or others, and copies of any and all reports you submitted.

64 01 W8 81 100 66.
12

ALLEGED STAFF MISCONDUCT

Page 2

As I have stated in the past, this administration will not tolerate violations of policy, laws or cover-ups.

If you have questions, please contact Lieutenant Murphy at extension 5505 or 5506.

K. Prosper
K. PROSPER
Chief Deputy Warden

cc: Lt. Murphy, ISU
Lt. Fox, ERO
R. Callison, CCPOA

ON 10-18-99 AT APPROX 1045 HRS,
ERO FOX INFORMED ME THAT I
COULD WAIT TO TURN IN THE REPORT
WHEN I GET BACK FROM MY RDO'S ON
10-22-99. *me*

me
66 OCT 13 81 100 66.

MEMORANDUM

Date October 25, 1999

To K Prosper
Chief deputy Warden
Sierra Conservation Center

From : Sierra Conservation Center, Jamestown, CA 95327

Subject: **MANDATED REPORT REGARDING MY REQUEST TO BE RE-
ASSIGNED FROM THE INFORMATIONAL TASK FORCE**

Dear Ms. Prosper,

This report is pursuant to your memorandum dated October 6, 1999, (see attachment "A") and served to me by Lieutenant M. Fox on October 18, 1999, directing me to submit a report regarding "violation of policy or law", "gross negligence by administration" and "cover up".

I would like to start this report by informing you that it is my belief/opinion that your directive mandating me to write this report is or could be in the future a form of retaliation. Some of the reasons for my suspicion(s) is that I have already submitted numerous reports (see attachments "D", "G" & "I") including my Request to be Re-Assigned (see attachment "C") dated September 30, 1999. All of these reports have been detailed and submitted to my supervisor in accordance with the *California Code of Regulations Title 15, Division 3, Chapter 1, Article 4, Section 3300*. In your memorandum (attachment "A"), you have separated five statements from the context and later you even mis-quoted my original statement(s). By segregating or separating only a few statements, you have removed vital information which makes me suspicious of your motives or need for another report. In this same memorandum you are requesting what corrective actions I have taken. However, in my Request to be Re-Assigned (attachment "C") in paragraph 4, I have already addressed what corrective actions I took. It is my belief/opinion that I might be getting set up as the fall guy by future claims that I did not report my findings through the proper channel(s). It is also my fear that if I disclose or don't disclose certain actions I took even if under a form of a protected activity, that I might receive disciplinary actions for insubordination, failure to disclose or some other trumped up charge(s).

Furthermore, it is my opinion that your directive to have me write this report could possibly be an unlawful order or at very least an unnecessary order. However, to avoid possible discipline for insubordination, I am submitting this report.

You have directed me to address three subjects, which I have listed in your own quotes and detailed as follows:

#1. What "violation of policy or law", by whom, when, what corrective action was taken by you or others, and copies of any and all reports you submitted.

My actual statement was; *I discovered in what is my opinion a cover-up of some very serious violations of policy and possible violations of law.*

Possible Violations of Policy.

a). At the entrance of every California State Prison, a sign is posted that prohibits any explosives from coming on institutional grounds.

b). *CCR 3006 (a)*, states, "Inmates may not possess or have under their control any weapons, **explosives, explosive making material**, poisons or any **destructive devices.....**"

c). *CCR 3270*, states, "The **primary objectives of the correctional institutions** are to **protect the public by safely keeping person committed** to the custody of the Director of Corrections,.... **Consistent effort will be made to insure the security of the institution,....** The requirement of custodial security and of **staff, inmate and public safety must take precedence over all the programs** and activities of the institutions of the department."

In the past, whenever custody would receive information regarding possible escape paraphernalia, extremely dangerous contraband, bullets, destructive devices, handcuff keys, etc., the institution would consistently go on lockdown and staff would immediately begin an intensive and thorough search of the institution. In this case, no immediate action was taken.

d). *CCR 3291(a)*, states, "...However, **all employees of the department have the responsibility to enforce laws, regulations and procedures** which govern the actions and activities of inmates, parolees and of persons who associate with or who come into contact with inmates and parolees."

The IDL staff allowed unauthorized explosive material(s) on institutional grounds, allowed inmates to handle such material and stored it in an inappropriate area. IDL staff are employees of the state and have a responsibility to follow and enforce laws, regulations and procedures, just as the warden all the way down to an officer.

e). CCR 3295, states, "It is the **duty of every employee to do everything possible to prevent the escape of an inmate.**"

f). CCR 3303 (b) (1)-(2) & (d), states, "**No staff member or inmate shall use or handle harmful agents and toxic or hazardous substances.....until trained in the safe handling of and emergency procedures for the use and handling of such agents or substances.inmates shall not, without direct supervision, have access to harmful physical agents and hazardous or toxic substances, or the inventories of such agents or substances..... Control of armory and armaments, including firearms, ammunition, chemical agents and any explosives under the institutions control.**"

The IDL staff did not even have in their possession a copy of the MSDS.

g). "Report Writing for Law Enforcement Personnel" by Karen M. Hess/Henry M. Wroblewski. This document (see attachment "K") was provided to staff during In-Service-Training classes and was presented as departmental training. On page 1, approximately half way down the page it states,"In Law Enforcement we **define REPORT** as: A permanent written record which communicates **important facts** to be used in the future. Page 2, last paragraph states, "You should automatically assume that no one reading your report knows anything about police work, policy, procedures and what has happened. **If you do not tell them in your report, they will never know.**"

Possible Violation of Law.

California Penal Code, Section 4502(a) & (b), states, "Every person who, while at or confined in any penal institution, while being conveyed to or from any penal institution or while under the custody of officials, officers, or employees of any penal institution, **possesses or carries upon his or her person or has under his or her custody or control any instrument or weapon.....any explosive substance.....is guilty of a felony and shall be punished by imprisonment....."**

Possible Gross Negligence by Administration

#2. What "gross negligence by administration", by whom, when, what corrective action was taken by you or others, and copies of any and all reports you submitted. 85-6-1114-52 100 66,

My actual statement was, *"It is my fear that because of what I believe is gross negligence on the part of administration that human lives could be at risk."*

As reported on September 22 & 23, 1999, (see attachments "G", "F", "H", & "I") and again on September 30, 1999 (see attachment "C"), this administration knew that a peace officer had reported seeing what he believed to be a live blasting cap (see attachment "H"), another peace officer reported that an inmate who worked at IDL provided information and the location regarding "Gun Powder for blasting and cad-welding"(see attachment "F") and fact that detonated caps had been discovered along with sensitive "lay-out plans" and "utility maps" were confiscated from an unsecured area (see attachment "I").

On the afternoon of September 23, 1999, Officer J. Popke reported to Associate Warden Heise that he knew where the explosive powder was being stored. Heise chose to wait until the following day to take action and instructed Lieutenant F. Cunut to forget what he had just heard from Officer Popke.

On September 24, 1999, while IDL was being searched, institutional staff were only required to search the lockers that belonged to IDL inmate workers.

A full search of the institution was not performed until October 19 & 20, 1999. Administration waited almost a full month before making a consistent effort to insure the security of the institution.

Possible Cover-Up

#3. What "cover-up", by whom, when, what corrective action was taken by you or others, and copies of any and all reports you submitted.

My actual statement was, *I discovered in what is my opinion cover-up of some very serious violations of policy and possible violations of law.*

A cover-up is defined by the Webster's II Office Edition Dictionary as "An attempt to conceal scandal or crime".

Administration was notified on September 22, 1999, of the possibility of explosives in or around the IDL worksite and chose to wait until September 24, 1999, to take any action. It is my opinion that anyone with good common sense and correctional custody experience would realize that by waiting to take action, the chance or probability of the fact that we were going to do a search would leak out, thus compromising the integrity of the search and possibly allowing a guilty party to cover up a crime.

On the morning of September 24, 1999, prior to the search, a memorandum signed by you (see attachment "E") was posted in the foyer, watch office and was being distributed through out the institution. This memorandum was not confidential and both staff and inmates, especially clerks and snack bar workers had access to the document. The memorandum stated in the first paragraph, "**The purpose of placing the institution on lockdown status is to conduct searches of inmate living quarters and work areas**". Administration compromised the search by advertising it to the inmates and giving them until after the morning meal to get rid of any contraband they may be hiding.

Task Force leader J. Fee who was in charge of IDL inmate worker interviews on September 24, 1999, was instructed not to provide details that inmates had provided him in the incident report and that the counselors that performed the interviews were not to write reports.

On September 24, 1999, after the search of the IDL project, the outside search team which I was on, was instructed to only note on the incident report what was found around IDL and the sewer plant and that anything discovered at the firehouse and ecology was to be reported in a separate memorandum.

Upon reviewing the incident report, I discovered that the cover sheet appeared to be vague, watered down and did not provide important information such as a date of discovery, a peace officer's observation of a blasting cap, inmate information regarding explosive powder, 14 missing cad weld containers, detailed maps and other pertinent information. The incident package did not provide any of my previous reports or Officer Popke's report (see attachment "H").

Corrective Actions

If you review all the documents I have attached including the one I provided you on September 30, 1999 (see attachment "C"), you will see what I did and the fact that this administration was aware of the information and discoveries made on September 22, 1999. Below is an outline of what corrective actions were taken at the institutional level:

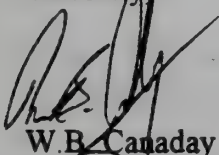
- 9-22-99 I Verbally reported my finding to CC II J. Fee.
- 9-22-99 I Verbally reported my findings to ISU Sergeant B. Mills.
- 9-22-99 CC II J. Fee informed me that he had reported the matter to Associate Warden W. Heise and Chief Deputy Warden K. Prosper.
- 9-23-99 I provided a written report to CC II J. Fee. (attachment "I")
- 9-23-99 CC II J. Fee informed me that he provided Associate Warden Heise my report. (attachment "I")

85 6 WB SZ 190 66,

9-23-99 I informed the CCPOA Chapter President of my discoveries.
 9-23-99 Officer R. Storm and I authored a memorandum outlining our concerns. (attachment "G")
 9-23-99 Officer J. Popke submitted a report to CC II J. Fee. (attachment "H")
 9-23-99 CC II Fee informed me that he had provided Associate Warden Heise with a copy of Officer Popke's report. (attachment "H")
 9-23-99 Memorandum to Associate Warden Heise from ISU Sergeant R. Kirkland. (attachment "F")
 9-24-99 Wrote and submitted a 837-C which outlined my discoveries during the 9-24-99 search of the IDL project. (attachment "D")
 9-27-99 Verbally reported my discoveries to Warden M. Kramer in front of the institution.
 9-30-99 Officer R. Storm provided the CCPOA Chapter President with a memorandum resigning from the task force. (attachment "B")
 9-30-99 I submitted a report to Chief Deputy Warden K. Prosper and requested to be re-assigned. (attachment "C")
 9-30-99 I supplied the CCPOA Chapter President with a copy of my report to Chief Deputy Warden Prosper and demanded that he file it as a safety grievance. (attachment "C")

In closing, I would like to reiterate the fact that all the documents that I have attached to this report have been forwarded. I am confident that upon your review of this report and the attached documents, I will have satisfied the requirement(s) that you have directed me to fulfill in your memorandum (see attachment "A").

Sincerely,



W.B. Canaday
 Correctional Officer
 Sierra Conservation Center

cc :

M.C. Kramer, Warden, SCC
 D. Paugh, CCPOA Chief Job Steward
 B. Young, Personal Attorney

8S 6 WH 52 100 66.

Memorandum

A

Date : October 6, 1999

To : W. B. Canaday
Correctional Officer

From : Sierra Conservation Center, Jamestown, CA 95327

Subject: ALLEGED STAFF MISCONDUCT

Officer Canaday, in your recent memorandum to J. Fee (copy attached), which you personally served me a copy of and a request to resign from a recently appointed work group for ethical reasons, you allege the following:

"I discovered in what is my opinion a cover-up of some very serious violations of policy and possible violations of law." You further state, "I am greatly concerned for the safety of staff, inmates and most importantly the general public. I joined the task force to correct security problems not to be a part of a possible cover-up. It is my fear that because of what I believe is gross negligence on the part of this administration that human lives could be at risk. Furthermore, I will take no part in or be responsible in the event any person or persons get injured as a result of the aforementioned circumstances."

Officer Canaday, as a Correctional Peace Officer, you are duty bound to report all violations of policy and laws. Therefore, you are directed as follows:

Within three days of receipt of this memo, you are to submit a report detailing the following:

- What "violation of policy or law", by whom, when, what corrective action was taken by you or others, and copies of any and all reports you submitted.
- What "gross negligence by administration", by whom, when, what corrective action was taken by you or others, and copies of any and all reports you submitted.
- What "cover-up", by whom, when, what corrective action was taken by you or others, and copies of any and all reports you submitted.


10
66 OCT 18 10 41 AM '99

ALLEGED STAFF MISCONDUCT

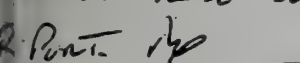
Page 2


As I have stated in the past, this administration will not tolerate violations of policy, laws or cover-ups.


If you have questions, please contact Lieutenant Murphy at extension 5505 or 5506.


K. PROSPER
Chief Deputy Warden

cc: Lt. Murphy, ISU
Lt. Fox, ERO
R. Callison, CCPOA

ON 10-19-99 AT APPROX 0844 HRS.,
ERO FOX INFORMED ME THAT I COULD
WAIT UNTIL 10-21-99 TO TURN IN THE
REPORT, DUE TO THE FACT I AM SO
BUSY AT WORK I HAVE NOT HAD
SUFFICIENT TIME TO WORK ON THE
REPORT. 

ON 10-18-99 AT APPROX 1045 HRS.,
ERO FOX INFORMED ME THAT I
COULD WAIT TO TURN IN THE REPORT
WHEN I GET BACK FROM MY RDO'S ON
10-22-99. 


99 OCT 18 01 10 66.

MEMORANDUM

CONFIDENTIAL

• B •

Date : September 30, 1999

To : R. Callison
CCPOA, Chapter President

From : R. Storm
CCPOA Job Steward/Correctional Officer

Subject: RESIGNATION FROM TASK FORCE

Please accept this document as my formal resignation from the Sensitive Information Task Force and my request to be reassigned back into my regular post/position.

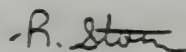
The reason for my resignation is that I feel that the information that the task force provided administration regarding the Inmate Day Labor project has been looked into only "half heartedly". It is my belief that the Incident report cover sheet is watered down and fails to address important information. The incident report refers to materials found as Cadweld electrical welding material and failed to call it what it is, Explosive Powder.

The Task Force provided pertinent information regarding the explosives to the Chief Deputy Warden on 9-22-99 and this administration failed to act until 9-24-99. According to Sergeant Kirkland's report, there are fourteen tubes of this explosive powder unaccounted for. This concerns me for the safety of staff, inmates and the public.

I can't believe this administration is running this institution at normal program when there is a possibility that explosive material could be in the unsupervised control of inmates. Shouldn't this administration have explosive experts or possibly trained search dogs or at the very least our staff conducting a through search of this institution.

The Task Force also discovered detailed maps/plans of the institution and had an officer report that he believes he has seen explosive blasting caps around the IDL worksite.

I feel that the union should not be involved in a possible cover-up that could jeopardize the safety and security of the institution and the general public.


R. Storm
CCPOA, Job Steward
Task Force Member

99 SEP 30 PM 1 05

MEMORANDUM

CONFIDENTIAL

Date : September 30, 1999

To : J. Fee via M.C. Kramer
Task Force Leader Warden, SCC

From : W.B. Canaday
Correctional Officer

Subject: REQUEST TO BE RE-ASSIGNED

Dear Mr. Fee,

It is with great anguish and disappointment that I am writing this letter to request that I be removed from the Sensitive Information Task Force and be reassigned back into my prior assignment.

Upon my review of the Incident Package (SCC-COP-99-09-0150) regarding the circumstances and events surrounding the Inmate Day Labor project, I discovered in what is my opinion a cover-up of some very serious violations of policy and possible violations of law. The cover sheet is vague and does not even include the date(s) of discovery regarding the explosive materials nor the fact that staff had reported seeing what they believed to be "live" explosive blasting caps. The cover sheet fails to reflect the fact that there are fourteen (14) Cad-Thermo-Weld (explosive material) tubes not accounted for.

The incident package did not provide any of my documentation and findings leading up to (prior) the search of IDL. Included in my initial reports were a peace officers description of "live" blasting caps and my findings of detailed layout plans and utility maps of the institution in an uncontrolled area within the IDL project.

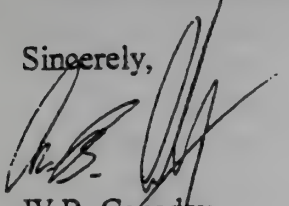
I reported my findings verbally on 9-22-99 to which you reported the matter to administration on that same afternoon. Note: I also provided you with a written report on the morning of 9-23-99 which you immediately forwarded to administration. On the afternoon of 9-23-99 the IDL officer reported to administration that he had located what he believed to be explosive powder. Yet this administration waited until 9-24-99 to take any action and continued normal inmate movement in the IDL area. When action was finally taken, the yards were not thoroughly searched, the IDL project was only shut down for a day and the inmates were on normal program that same afternoon.

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1 of 2

As I have reported both verbally and in writing on two occasions prior to the IDL incident package (9-24-99) I am greatly concerned for the safety of staff, inmates and most importantly the general public. I joined the task force to correct security problems not to be a part of a possible cover-up. It is my fear that because of what I believe is gross negligence on the part of this administration that human lives could be at risk. Furthermore, I will take no part in or be responsible in the event any person or persons get injured as a result of the aforementioned circumstances.

Sincerely,



W.B. Canaday
Correctional Officer

cc :

M.C. Kramer, Warden
J. Fee, Task Force Leader
R. Callison, CCPOA

HO 1 WD 03 JES 66.

2 of 2

Last Name-First Name Initial		Badge #	Incident Log #
Mills, Robert		12177	SCC-COP-99-09-0150
Length of Service	Post Description	Incident Time	Report Date
15 yrs., 4 mos.	ISU Sergeant	0800 hrs.	09-24-99
RDO's	Duty Hours	Incident Location	
S/S/H	0730-1600	Inmate Day Labor Project Site	

Description of Incident/Crime			CCR Section/Rule	
Area Search of Inmate Day Labor Project Site				
Your Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)		
<input type="checkbox"/> Primary <input checked="" type="checkbox"/> Responder <input type="checkbox"/> Witness <input type="checkbox"/> Victim <input type="checkbox"/> Camera	(S) C/O S. Lay (O) S. Padgett (O) Ken Kusler (O) Alan Neff (O) Keith Ramos			
Force Used by You	Less Lethal	Lethal Weapons	Number of Rounds Fired	Force Observed by You
<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input checked="" type="checkbox"/> None	<input type="checkbox"/> 37mm <input type="checkbox"/> Baton <input type="checkbox"/> OC <input checked="" type="checkbox"/> Other N/A	<input type="checkbox"/> Mini-14 <input type="checkbox"/> Shotgun <input type="checkbox"/> Handgun <input checked="" type="checkbox"/> Other N/A	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/> N/A	<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input checked="" type="checkbox"/> None




Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	One Southwestern Steel Key	Evidence Vault	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	SCIF 3301/3067 Completed
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	N/A	N/A	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

On Friday, September 24, 1999, at approximately 0800 hours, I instructed Security Squad Officer S. Lay to videotape the Inmate Day Labor (IDL) office prior to its search. I informed IDL Supervisor Ken Kusler that Officer Lay and I would be searching all areas of the office and requested that he allow us to search his desk and files. Kusler consented and his office was searched. Numerous non-inventoried computer disks, whistles, pad locks, keys and small tools were discovered.

At approximately 0830 hours, Officer Lay and I contacted IDL employee Alan Neff who consented to a search of his desk and files. Numerous non-inventoried computer disks and small tools were discovered.

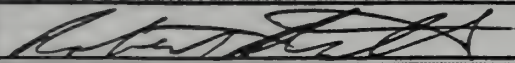
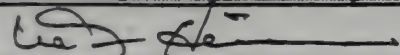
At approximately 0905 hours, I contacted IDL employee Keith Ramos who was assigned temporarily to a project at DVI and obtained his consent to search his desk and files. Upon searching his office area, Officer Lay and I discovered numerous non-inventoried computer disks, hand tools, and other items. See itemized list of articles discovered in Officer Lay's CDC 837C. Also discovered was a blank Southwestern Steel Company key (Folger Adams type key) laying on the window sill next to his desk, readily accessible to inmate workers in the IDL office. I seized the key and later placed into the SCC Evidence Vault.

Reporting Staff's Signature			Date
			09-24-99
Reviewer's Signature	Approved	Clarification Needed	Date
		<input type="checkbox"/>	9-28-99

Last Name, First Name Initial	Badge #	Incident Log
Mills, Robert	12177	SCC-COP-99-09-0150

<input checked="" type="checkbox"/> Continuation of Report	<input type="checkbox"/> Additional Information	<input type="checkbox"/> Clarification Request
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At approximately 0925 hours, I contacted IDL employee Steve Padgett who consented to a search of his desk files. A small amount of non-inventoried hand tools were discovered.

Reporting Staff's Signature			Date
			09-24-99
Reviewer's Signature	Approved	Clarification Needed	Date
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	9-28-99

(Print in ink or employees can personally type or complete this form on a computer)
(At no time will this form be completed by anyone other than the reporting employee)

Last Name First Name Initial		Badge #	Incident Log #
KIRKLAND, RODNEY		31127/P44864	SCC-COP-99-09-0150
Length of Service	Post Description	Incident Time	Report Date
14YRS/ 1MOS	Security Squad Sergeant	0800	9/24/99
RDO's	Duty Hours	Incident Location	
S/S	0730-1600	Inmate Day Labor / Out Grounds	

Description of Incident/Crime			CCR Section/Rule	
Inmate Day Labor / Ecology Search			N/A	
Your Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)		
<input checked="" type="checkbox"/> Primary	(O) B. Lee	Casual Labor / IDL	(S) WILLIAMS	K19993
<input type="checkbox"/> Responder	(O) Johnson	Casual Labor / IDL	(S) ANDERSON	P31302
<input type="checkbox"/> Witness	(O) Danielson	Casual Labor / IDL	(S) FOSTER	J40761
<input type="checkbox"/> Victim	(S) J. Frohreich	Correctional Officer	(S) WOOLEN	P22985
<input type="checkbox"/> Camera	(S) Stevens	Fire Chief		
Force Used by You	Less Lethal	Lethal Weapons	Number of Rounds Fired	Force Observed by You
<input type="checkbox"/> Lethal	<input type="checkbox"/> 37mm	<input type="checkbox"/> Mini-14	<input type="checkbox"/>	<input type="checkbox"/> Lethal
<input type="checkbox"/> Less Lethal	<input type="checkbox"/> Baton	<input type="checkbox"/> Shotgun	<input type="checkbox"/>	<input type="checkbox"/> Less Lethal
<input type="checkbox"/> Physical	<input type="checkbox"/> OC	<input type="checkbox"/> Handgun	<input type="checkbox"/>	<input type="checkbox"/> Physical
<input checked="" type="checkbox"/> None	<input checked="" type="checkbox"/> Other N/A	<input checked="" type="checkbox"/> Other N/A	<input checked="" type="checkbox"/> N/A	<input checked="" type="checkbox"/> None

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input checked="" type="checkbox"/> Yes	Cad-Thermo-Weld 9-(90); 13-(150);	Fire Chief Stevens secured	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input type="checkbox"/> No	36-(200)	In the Haz-Mat Safe.	<input type="checkbox"/> No	<input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	SCIF 3301/3067 Completed
<input type="checkbox"/> Yes	NONE	N/A	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No	NONE	N/A	<input checked="" type="checkbox"/> No

Narrative:

On Friday September 24, 1999, at approximately 0800 hours I took part in a search of the Inmate Day Labor construction site and Ecology work site. At approximately 0820 hours Officer Frohreich and I summoned Mr. Lee, Mr. Johnson and Mr. Danielson to their office trailer located west end of the project site, near the sewage ponds. At approximately 0830 all three Casual Labor work supervisors arrived and I informed them of the search. At 0835 I searched the desk utilized by Mr. Johnson, with only minor discrepancies, two pairs of scissors that were not scribed or inventoried and loose change. I advised Mr. Johnson to remove the money from his desk, to scribe the scissors, and account for them on a office inventory sheet. Mr. Johnson opened his personal brief case for inspection, which proved negative for contraband.

At approximately 0848 hours I searched the desk utilized by Mr. Lee and Danielson, with two minor discrepancies. There was one pair of scissors scribed, however, no office inventory accountability, and an empty old brief case that was believed to have been left by a prior contractor. At approximately 0900 hours I inspected a lunch box belonging to Mr. Danielson, with negative results for any contraband.

During the search of the common unsecured areas of the office, Officer Frohreich and I discovered (5) five cans of Sixteen ounce, flammable, toxic, PVC, Gray Touch up Compound, Two (2) cans of flammable Spray paint, and One hundred Sixteen full, partial, and empty tubes of Cad-Thermo-Weld.

R.L. KIRKLAND <i>[Signature]</i>			Date
9/24/1999			
Reviewer's Signature	Approved	Clarification Needed	Date
<i>[Signature]</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	9-28-99

(Print in ink or employees can personally type or complete this form on a computer)
(At no time will this form be completed by anyone other than the reporting employee)

Officer Name: R.L. Kirkland	Badge #: 31127/P44864	Incident Log: SCC-COP-99-09-015
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<input checked="" type="checkbox"/> Continuation of Report	<input type="checkbox"/> Additional Information	<input type="checkbox"/> Clarification Request
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Narrative:

I asked Mr. Johnson if there was an inventory for the Cad-Thermo-Weld and he explained he kept the empty the box with the full ones and could account for the items by comparison to his purchase orders. I informed Johnson I would be confiscating the flammables and Cad-Thermo-Weld to the main office and a decision would be made there as to the storage and use of these items. Officer Frohreich and I inventoried the Cad-Thermo-Weld follows;

1. Nineteen (19) empty size 90P tubes
2. Nine (9) full size 90P tubes
3. Thirty four (34) empty size 150P tubes
4. Two (2) full size 150P tubes
5. One (1) partial size 150P tube
6. One unopened box of Ten (10) size 150P tubes
7. Six (6) full size 200P tubes
8. Five (5) empty size 200P tubes
9. Three (3) unopened boxes of Ten (10) size 200P tubes.

It would be reasonable to assume by the method of inventory utilized by IDL that there are Two (2) size Three (3) size 150P, and Nine (9) size 200P Cad-Thermo-Weld tubes that are not accounted for. Fire C Stevens was summoned to examine the Cad-Thermo-Weld and assumed possession of the items for storage in Hazardous Materials Safe.

At approximately 1300 hours I received two (2) positive urine samples taken by Correctional Officer K. These samples were obtained from Inmates FOSTER J40761 and WOOLEN P22985 utilizing the On-Trac Re instant cup presumptive test method. WOOLEN'S test indicated a positive result for "THC" a common ingredient found in Marijuana. FOSTER'S test indicated a positive result for Amphetamine. Both test were processed evidence for testing by National Toxicology, Bakersfield. A CDC 115 was prepared, however, will not be issued until results from National Toxicology are received.

At approximately 1500 hours I investigated the discovery of numerous packs of "Main Street" cigarettes discovered in the IDL toolbox utilized by Inmate WILLIAMS K19993. I have determined that WILLIAMS bought these cigarettes from the Main Canteen at Fifty cents a pack. WILLIAMS said he takes the cigarettes to work however, is not allowed to bring them back through the back gate area, so he leaves them in his toolbox. I confirmed that SCC Canteen sells this brand of cigarettes and WILLIAMS regularly draws from canteen.

At approximately 1530 hours I investigated what was believed to be an ATM withdrawal slip found in the locker of Inmate ANDERSON P31302. This slip is a bank transaction record for Six Hundred dollars that was withdrawn from ANDERSON'S Disabled Veterans bank account and deposited into his SCC Trust account on 8/13/99. He receives the transaction receipt through the mail when his funds are sent to the trust office.

Reporting Staff's Signature: R.L. Kirkland	Date: 9/24/99
Reviewer's Signature: [Signature]	Approved: [Signature]
Clarification Needed: <input type="checkbox"/>	Date: 9-28-99

Last Name, First Name Initial LAY, STEVEN C.		Badge # 31129/P37870	Incident Log # SCC-COP-99-09-0150
Length of Service 14 years/2 mos.	Post Description SECURITY SQUAD	Incident Time 0800 hours	Report Date 09-24-99
RDO's S/S/H	Duty Hours 0730-1600	Incident Location Inmate Day Labor Sewer Project	

Description of Incident/Crime		CCR Section/Rule	
Your Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)	
<input checked="" type="checkbox"/> Primary <input type="checkbox"/> Responder <input type="checkbox"/> Witness <input type="checkbox"/> Victim <input checked="" type="checkbox"/> Camera	(S) B. Mills		
Force Used by You	Less Lethal	Lethal Weapons	Number of Rounds Fired
<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input checked="" type="checkbox"/> None	<input type="checkbox"/> 37mm <input type="checkbox"/> Baton <input type="checkbox"/> OC <input checked="" type="checkbox"/> Other: N/A	<input type="checkbox"/> Mini-14 <input type="checkbox"/> Shotgun <input type="checkbox"/> Handgun <input checked="" type="checkbox"/> Other: N/A	<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input checked="" type="checkbox"/> None

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	(4) Polaroid Photos N/A	Evidence N/A	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	SCIF 3301/3067 Completed
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	N/A	N/A	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

On Friday, September 24, 1999 at approximately 0800, I participated in a security search of the Inmate Day Labor (IDL) offices and outlying areas. I began by video taping the entrance and inside area of the IDL main office occupied by the IDL supervisors. Sergeant Mills and myself then made contact with Ken Kusler IDL Supervisor, and explained to him that we would like to search his office and desk area and he gave his consent. We found numerous floppy disks without inventory in his desk drawer, as well as tools that did not have proper identifying marks and were not inventoried. We also discovered several locks and keys in an unlocked bottom drawer.

Sergeant Mills and myself then approached Mr. A. Neff and requested to search his desk and office area and he gave his permission. We found several tools in Mr. Neff's desk drawer without inventory or accountability, as well as several floppy disks that did not have an inventory.

Sergeant Mills then phoned Utility Shop Supervisor Keith Ramos at Deuel Vocational Institution and requested to search his desk and he relinquished his permission. Inside Mr. Ramos desk we found, and made (3) Polaroid photos of the following items:

Reporting Staff's Signature	Date
	09-24-99
Supervisor's Signature	Date
	9-28-99

Print in ink or employees can personally type or complete this form on a computer)
No time will this form be completed by anyone other than the reporting employee)

Last Name, First Name Initial	Dates #	Incident Log
LAY, STEVEN C.	31129/P37870	SCC-COP-99-09-0150

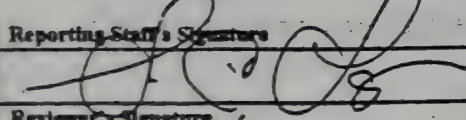
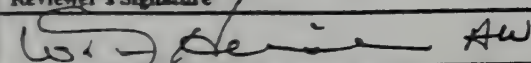
<input type="checkbox"/> Continuation of Report	<input checked="" type="checkbox"/> Additional Information	<input type="checkbox"/> Clarification Request
---	--	--

1. A 1.44 floppy disk with Mr. Ramos home phone number as well as his Social Security Number, home address and entire work history.
 2. (18) Master locks with keys in an unlocked desk drawer.
 3. Approximately (100) brass chits resembling staff chits.
 4. A magazine with Keith Ramos home address, city and zip code.
 5. A blank Folger Adams key found on his window sill in plain sight of inmates.
 6. (2) screw drivers (un-inventoried).
 7. (1) pr. Scissors.
 8. (1) Vehicle key.
 9. (14) Un-identified keys.
 10. A staff whistle.
 11. A Torque Wrench (un-inventoried)
- I placed the three photos into evidence per SCC guidelines

While searching the electrical transformer room adjacent to the IDL office, I discovered an unlocked cabinet with easy inmate access. Inside the cabinet were the following hazardous/ flammable items:

1. (5) 15 oz. Cans of electrical coating (marked extremely flammable).
2. (5) 32 oz. Cans of PVC cement.
3. (7) 32 oz. Cans of Solvent cement.
4. (1) Can of spray silicone (marked extremely flammable).
5. (1) 17 oz. Can of spray paint.
6. (1) 15 oz. Can of marking paint.

I exposed (1) Polaroid photograph of these items and placed this photo into evidence per SCC guidelines.

Reporting Staff's Signature		Date
		09-24-99
Reviewer's Signature	Approved	Clarification Needed
 AW	<input checked="" type="checkbox"/>	<input type="checkbox"/>
		Date
		9-28-99

Last Name, First Name, Initial		Badge #	Incident Log #
FROHREICH, JEFFERY S		44462/P52919	SCC-COP-99-09-0150
Length of Service	Post Description	Incident Time	Report Date
9 YEARS	SECURITY SQUAD	0800 hours	09-24-99
RDO's	Duty Hours	Incident Location	
S/S/H	0730-1600	Inmate Day Labor	

Description of Incident/Crime			CCR Section/Rule	
IDL/ECOLOGY SEARCH				
Your Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)		
<input checked="" type="checkbox"/> Primary <input type="checkbox"/> Responder <input type="checkbox"/> Witness <input type="checkbox"/> Victim <input type="checkbox"/> Camera	Sgt R. Kirkland (s) IDL Staff Johnson Lee Danielson			
Force Used by You	Less Lethal	Lethal Weapons	Number of Rounds Fired	Force Observed by You
<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input checked="" type="checkbox"/> None	<input type="checkbox"/> 37mm <input type="checkbox"/> Baton <input type="checkbox"/> OC <input type="checkbox"/> Other:	<input type="checkbox"/> Mini-14 <input type="checkbox"/> Shotgun <input type="checkbox"/> Handgun <input type="checkbox"/> Other	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/> N/A	<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input checked="" type="checkbox"/> None


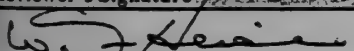
Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Three (3) Photographs	SCC Evidence Vault	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	SCIF 3301/3067 Completed
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	N/A	N/A	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Narrative:

On Friday, September 24, 1999, I assisted Correctional Sergeant R. Kirkland in the search of several buildings in the Inmate Day Labor (IDL) work site. The first building we searched was the office of Supervisor Johnson, Danielson and Lee. I video taped the office prior to the search. We began the search of Supervisor Johnson's desk at approximately 0835 hours and ended at approximately 0847 hours. There were no discrepancies noted in Johnson's desk. However there was a box with 5 cans of highly flammable PVC Touch Up Compound inside. We began the search of Supervisor Danielson's desk at approximately 0848 hours and the search ended at approximately 0900 hours. There were no discrepancies noted in Danielson's desk. We continued a search of the entire office and recovered two (2) cans of highly flammable paint, and numerous containers of Cad Thermoweld material. The amount of Cad Thermoweld found was as follows;

1. Thirty Four (34) empty tubes, size 150P
2. Two (2) full tubes, size 150P
3. One (1) partial tube, size 150P
4. One unopened box of ten (10) tubes, size 150P
5. Nineteen (19) empty tubes, size 90P

Reporting Staff's Signature	Date	
	9-24-99	
Reviewer's Signature	Approved	Clarification Needed
 AW	<input checked="" type="checkbox"/>	<input type="checkbox"/>
		Date
		9-28-99

(Print in ink or employees can personally type or complete this form on a computer)
 (At no time will this form be completed by anyone other than the reporting employee)

Last Name/First Name Initial FROHREICH, JEFFERY, S	Badge # 44462/P52919	Incident Log SCC-COP-99-09-0150
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<input checked="" type="checkbox"/> Continuation of Report	<input type="checkbox"/> Additional Information	<input type="checkbox"/> Clarification Request
--	---	--

Narrative:

6. Nine (9) full tubes, size 90P
7. Six (6) full tubes, size 200P
8. Five (5) empty tubes, size 200P
9. Three (3) unopened boxes of ten (10) tubes, size 200P

The Cad Thermoweld materials, PVC compounds and paint was removed and taken to the main IDL office where it was examined by the Fire Chief. I exposed Three (3) Polaroid photographs of the materials. The photographs are as follows;

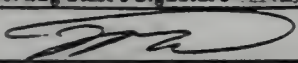
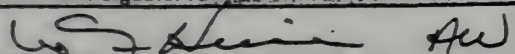
Photograph #1 Depicts the Cad Thermoweld, PVC compound and the paint.

Photograph #2. Depicts the Cad Thermoweld, PVC compound and the paint.

Photograph #3 Depicts the Cad Thermoweld and PVC compound.

Upon completion of the search of the supervisors' office I searched several other buildings in the IDL work site.

I marked the photographs with the date, time and my initials and placed them in a manila envelope with a VOS 99 Evidence card attached and placed them into the SCC Evidence Vault.

Reporting Staff's Signature 	Date 9-24-99		
Reviewer's Signature  AW	Approved <input checked="" type="checkbox"/>	Clarification Needed <input type="checkbox"/>	Date 9-28-99

(Print in ink or employees can personally type or complete this form on a computer)
(At no time will this form be completed by anyone other than the reporting employee)

Officer Name (Last, First, Initial)	Badge #	Incident Date	Incident Log #
DETREY KEITH C.	13518	9-24-99	SCC COP-99-09-0150
Length of Service	Post Description	Incident Time	Report Date
14 YEARS 7 MONTHS	SEARCH TEAM LEADER	0800	9-24-99
RDO#	Duty Hours	Incident Location	
WTH	0630-1430	INMATE DAY LABOR WORK SITE	

Description of Incident/Crime	CCB Section/Rule

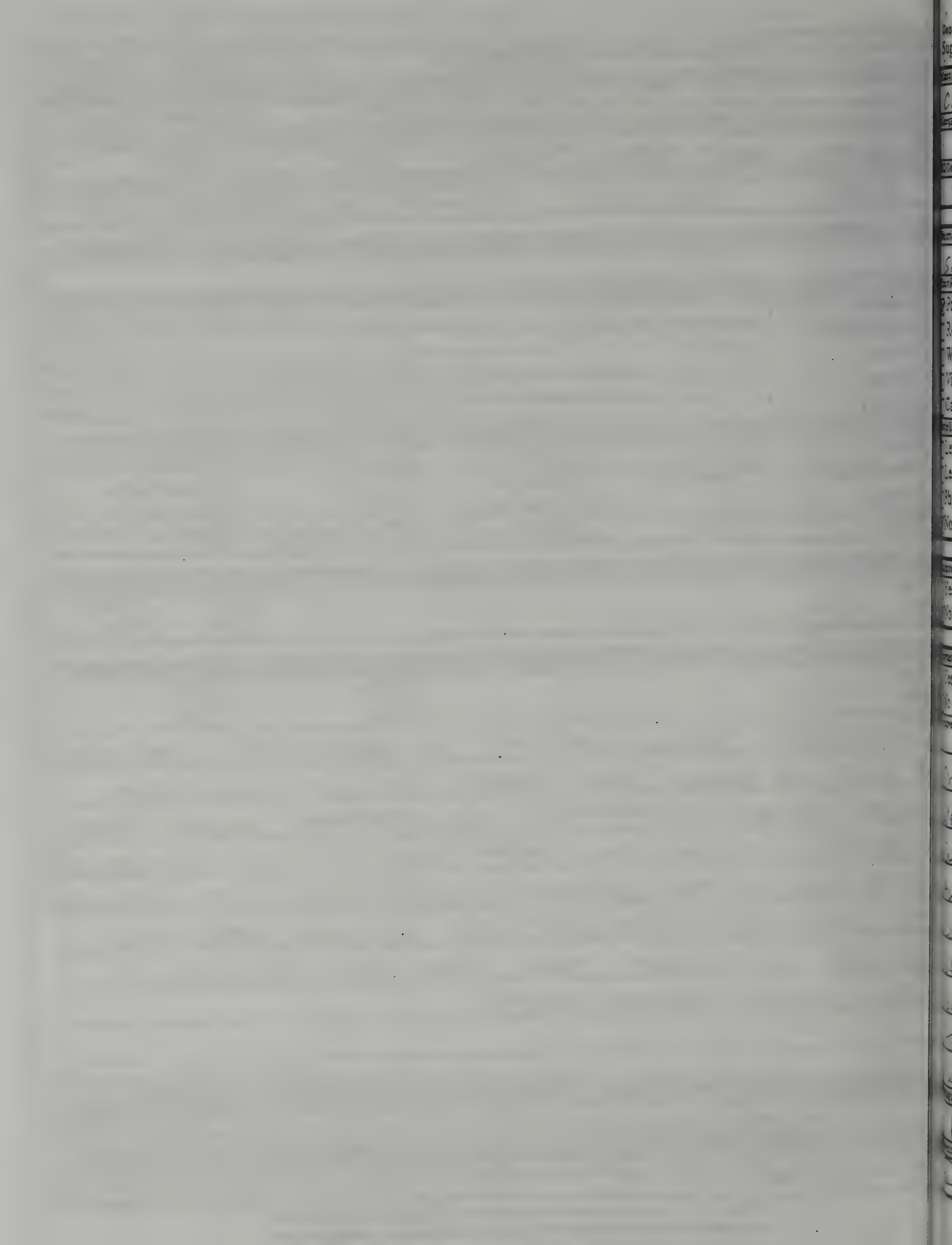
Officer Role	Witnesses (prefix S-Staff, V-Visitor, O-Other)	Inmates Involved (prefix S-Suspect, V-Victim, W-Witness)
<input checked="" type="checkbox"/> Primary		
<input type="checkbox"/> Responder		
<input type="checkbox"/> Witness		
<input type="checkbox"/> Victim		
<input type="checkbox"/> Camera		
Force Used by You	Less Lethal Weapons	Lethal Weapons
<input type="checkbox"/> Lethal	<input type="checkbox"/> 37mm	<input type="checkbox"/> Mini-14
<input type="checkbox"/> Less Lethal	<input type="checkbox"/> Baton	<input type="checkbox"/> Shotgun
<input type="checkbox"/> Physical	<input type="checkbox"/> OC	<input type="checkbox"/> Handgun
<input checked="" type="checkbox"/> None	<input type="checkbox"/> Other:	<input type="checkbox"/> Other
		Number of Rounds Fired
		Force Observed by You
		<input type="checkbox"/> Lethal
		<input type="checkbox"/> Less Lethal
		<input type="checkbox"/> Physical
		<input checked="" type="checkbox"/> None

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input type="checkbox"/> Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input type="checkbox"/> No			<input type="checkbox"/> No	<input type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	Bodily Fluid Exposure	SCIF 3301/3067 Completed
<input type="checkbox"/> Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input type="checkbox"/> No			<input type="checkbox"/> No	<input type="checkbox"/> No

ON FRIDAY, September 24, 1999, AT APPROXIMATELY 0800 HOURS I WAS THE SEARCH TEAM LEADER FOR THE INMATE DAY LABOR SEARCH. I ORGANIZED TWO SEPERATE SEARCH TEAMS TO SEARCH INMATE DAY LABOR WORK SITE AND SURROUNDING AREAS. DURING THIS SEARCH A WEIGHT ROOM WAS DISCOVERED AND CONFISCATE. THERE WERE TOOLS, plot plans METAL STOCK THAT WAS UNSECURED. THESE ITEMS WERE SECURED IN THEIR PROPER STORAGE AREAS.

Reporting Staff's Signature	Date
	9-24-99
Reviewer's Signature	Approved
	<input checked="" type="checkbox"/>
	Clarification Needed
	<input type="checkbox"/>
	Date
	9-28-99



Last Name, First Name Initial	Badge #	Incident Date	Incident Log #
CALHOUN KENNY D	30856	9-24-99	SCC COPS-99-09-050
Length of Service	Post Description	Incident Time	Report Date
14 yrs	TWOVOLUME UNIT SGT	0800	9-24-99
RD On	Duty Hours	Incident Location	
TH/FRI	1430-2200	INMATE DAY LABOR WORK SITE	

Description of Incident/Crime		CCR Section/Rule	
SEARCH OF INMATE DAY LABOR WORK SITE		N/A	
Officer Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)	
<input checked="" type="checkbox"/> Primary	(S) K. Petrey	N/A	
<input type="checkbox"/> Responder			
<input type="checkbox"/> Witness			
<input type="checkbox"/> Victim			
<input type="checkbox"/> Camera			
Force Used by You	Less Lethal Weapons	Lethal Weapons	Number of Rounds Fired
<input type="checkbox"/> Lethal	<input type="checkbox"/> 37mm	<input type="checkbox"/> Mini-14	<input type="checkbox"/>
<input type="checkbox"/> Less Lethal	<input type="checkbox"/> Baton	<input type="checkbox"/> Shotgun	<input type="checkbox"/>
<input type="checkbox"/> Physical	<input type="checkbox"/> OC	<input type="checkbox"/> Handgun	<input type="checkbox"/>
<input checked="" type="checkbox"/> None	<input type="checkbox"/> Other: N/A	<input type="checkbox"/> Other: N/A	<input type="checkbox"/>
		Force Observed by You	
		<input type="checkbox"/> Lethal	
		<input type="checkbox"/> Less Lethal	
		<input type="checkbox"/> Physical	
		<input checked="" type="checkbox"/> None	

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input type="checkbox"/> Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No	N/A	N/A	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	Bodily Fluid Exposure	SCB 330/3067 Completed
<input type="checkbox"/> Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No	N/A		<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Arrive:

On September 24, 1999, at approximately 0800 hours I was placed on a search team at Sierra Conservation Center. I assisted Sergeant K. Petrey in organizing two search teams. The search team I supervised conducted searches of the upper inmate Day Labor storage area. The team searched Conex storage boxes and the grounds surrounding the IDC site. During the search the team located inmate weights and weight lifting equipment. The weights and equipment

Reporting Staff's Signature	Date
K. Calhoun	9-24-99
Officer's Signature	Approved
[Signature]	<input checked="" type="checkbox"/>
	Clarification Needed
	<input type="checkbox"/>
	Date
	9-24-99

Officer Name (Last, First, Middle Initial)	Badge #	Incident Date	Incident No.
Calhoun Kenny D	30856	9-24-99	SCC-COPS-99-09-0150

☒ Continuation of Report ☐ Additional Information ☐ Clarification Request

Narrative

were constructed from plastic pipe, iron, steel and concrete. The weight lifting equipment was removed from the Inmate Day Labor storage building and placed at the Sierra Conservation Center's Ecology Center. The search of the IDC site was completed at approximately 1230 hours.

Reporting Officer Signature	Date		
K. Calhoun	9-24-99		
Reviewed Signature	Approved	Clarification Needed	Date
D. P.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	9-24-99

Officer Name: First Name Initial	Badge #	Incident Date	Incident Log #
Rawlinson Patrick T	30057	9 24 99	SLC-COP-99-09-0150
Length of Service	Post Description	Incident Time	Report Date
14 Years 5 months	Tuolumne Lt	0630 1430	9 24 99
DOF	Duty Hours	Incident Location	
W/TH	0630 1430	Inmate Day Labor Work Site	

Description of Incident/Crime		CCR Section/Rule	
Search of Inmate Day Labor Work Site			
Officer Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)	
Primary	J. Curtis (S)		
Responder			
Witness			
Victim			
Camera			
Force Used by You	Less Lethal Weapons	Lethal Weapons	Number of Rounds Fired
Lethal	<input type="checkbox"/> 37mm	<input type="checkbox"/> Mini-14	<input type="checkbox"/>
Less Lethal	<input type="checkbox"/> Baton n/a	<input type="checkbox"/> Shotgun n/a	<input type="checkbox"/> n/a
Physical	<input type="checkbox"/> OC	<input type="checkbox"/> Handgun	<input type="checkbox"/>
None	<input type="checkbox"/> Other	<input type="checkbox"/> Other	<input type="checkbox"/>
		Force Observed by You	
		<input type="checkbox"/> Lethal	
		<input type="checkbox"/> Less Lethal	
		<input type="checkbox"/> Physical	
		<input checked="" type="checkbox"/> None	

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
No	n/a	n/a	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	Body Fluid Exposure	SCIF 3301/3067 Completed
Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
No	n/a	n/a	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

On Friday, September 24 1999 at approximately 0800 hours
 I was placed as the search leader of a search team
 at Sierra Conservation Center. Our assignment was
 to search the Inmate Day Labor (IDL) work site and
 surrounding areas. The search began at the upper IDL
 storage yard. The search of this area produced minor
 amounts of Contraband which was uncontrolled. The
 contraband discovered consisted of several inmate made
 knives, unsecured gasoline and some unsecured institutional
 plot plans. The weapons were fashioned from what

Reporting Staff's Signature	Date
Patrick Rawlinson	9 24 99
Officer's Signature	Approved
J. Calhoun	<input checked="" type="checkbox"/>
	Clarification Needed
	<input type="checkbox"/>
	Date
	9-24-99

Report Name: First Name (Last Name)	Badge #	Incident Date	Incident Log #
Rawlson Patrick T	30057	9-24-99	SCC-CP-99-09-0152

☒ Continuation of Report☐ Additional Information☐ Clarification Request

Narrative:

appeared to be construction steel & concrete. The weights were collected and transported to the Ecology Center where they were secured within a fenced area. The Plot Plans were stored in a Correx Box within the storage area. The Correx Box was sealed with a lock only. When the search was completed the Correx Box was locked.

After the search of the IDL storage yard my search team searched the IDL tool rooms and the IDL Transformer Buildings. The results of this search produced just minor contraband and a loose container by inmates that contained various paints & Glue.

This concluded my participation in the search of the IDL work site.

Not: All discrepancies within the IDL storage yard was video taped by investigative services units. Evidence Officer J. Curtis

Reporting Staff Signature	Date		
Rawlson	9-24-99		
Reviewer Signature	Approval	Clarification Needed	Date
H. Colborn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	9-24-99

Officer Name: First Name Initial	Badge #	Incident Date	Incident Log #
HICKEY, C	49713	9/24/99	SCC-COP-99-0150
Length of Service	Post Description	Incident Time	Report Date
5 YEARS 1 MONTH	BUILDING 4 FLOOR	0800	9/24/99
Day	Duty Hours	Incident Location	
THURSDAY / FRIDAY	0630 - 1430	INMATE DAY LABOR WORK SITE	

Description of Incident/Crime		CCR Section/Rule	
SEARCH of Inmate DAY LABOR WORK SITE		N/A	
Officer Role	Witnesses (preference S-Staff, V-Visitor, O-Other)	Inmates Involved (preference S-Suspect, V-Victim, W-Witness)	
Primary Responder	N/A	N/A	
Witness			
Victim			
Camera			
Force Used by You	Less Lethal Weapons	Lethal Weapons	Number of Rounds Fired
Lethal	<input type="checkbox"/> 37mm	<input type="checkbox"/> Mini-14	<input type="checkbox"/>
Less Lethal	<input type="checkbox"/> Baton	<input type="checkbox"/> Shotgun	<input type="checkbox"/>
Physical	<input type="checkbox"/> OC N/A	<input type="checkbox"/> Handgun N/A	<input type="checkbox"/>
None	<input type="checkbox"/> Other	<input type="checkbox"/> Other	<input type="checkbox"/>
		Force Observed by You	
		<input type="checkbox"/> Lethal	
		<input type="checkbox"/> Less Lethal	
		<input type="checkbox"/> Physical	
		<input checked="" type="checkbox"/> None	

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
Yes	N/A	N/A	<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
No			<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Working Staff Injured	Description of Injury	Location Treated	Bodily Fluid Exposure	SCIF 3301306 Completed
Yes	N/A	N/A	<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
No			<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

ON SEPTEMBER 24, 1999, AT APPROXIMATELY 0800 HOURS I WAS
 ASSED ON A SEARCH TEAM AT SIERRA CONSERVATION CENTER TO CONDUCT
 SEARCH OF THE INMATE DAY LABOR SITE AND SURROUNDING AREAS.
 HELPED IN THE SEARCH OF THE UPPER STORAGE YARD. I SEARCHED
 UNSECURED VEHICLE, INMATE DAY LABOR VEHICLE 1474, AND
 AND BLUE PRINTS, BEHIND THE SEAT, OF THE MAIN INSTITUTION. I
 TIFIED INVESTIGATIVE SERVICE UNIT THEY VIDEO TAPED THE VEHICLE
 ID BLUE PRINTS AND THEN SECURED THEM BACK INTO VEHICLE 1474.
 FOUND NO OTHER CONTRABAND DURING THIS SEARCH. THIS
 COMPLETED MY INVOLVEMENT IN THIS SEARCH.

Reporting Staff's Signature	Date
[Signature]	9/24/99
Reviewer's Signature	Approved
L Calhoun	<input checked="" type="checkbox"/>
	Clarification Needed
	<input type="checkbox"/>
	Date
	9-24-99

SIERRA CONSERVATION CENTER
P O BOX 497
5100 O'BYRNES FERRY ROAD
JAMESTOWN, CA 95327

FAX COVER SHEET

DATE: 9/28/99

TO: ID Warrants

PHONE: 916/445-6713

FAX: 916/322-4038

FROM: SCC

PHONE: (209) 984-5291

FAX: (209) 984-3607

Number of pages including cover sheet: 11

RE: Incident # SCC-COP-99-09-0150

Message:

Last Name, First Name Initial	Badge #	Incident Date	Incident Log #
CANUTT F.D.	3169	SEPT 24, 1999	SCC-COP-99-09-015
Length of Service	Post Description	Incident Time	Report Date
16 YRS TIONS	POST 2018 Etn Assign LT	0800 HRS	9-24-99
RDO	Duty Hours	Incident Location	
S/S	0630-1430	LIVINATE MAY LILBOR WORK SITE.	

Description of Incident/Crime		CJR Section/Rule		
A SEARCH OF THE INMATE DAY LABOR WORK SITE		N/A		
Your Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)		
<input checked="" type="checkbox"/> Primary				
<input type="checkbox"/> Responder	N/A	N/A		
<input type="checkbox"/> Witness				
<input type="checkbox"/> Victim				
<input type="checkbox"/> Camera				
Force Used by You	Less Lethal Weapons	Lethal Weapons	Number of Rounds Fired	Force Observed by You
<input type="checkbox"/> Lethal	<input type="checkbox"/> 37mm	<input type="checkbox"/> Mini-14	<input type="checkbox"/>	<input type="checkbox"/> Lethal
<input type="checkbox"/> Less Lethal	<input type="checkbox"/> Baton	<input type="checkbox"/> Shotgun	<input type="checkbox"/>	<input type="checkbox"/> Less Lethal
<input type="checkbox"/> Physical	<input type="checkbox"/> OC	<input type="checkbox"/> Handgun	<input type="checkbox"/>	<input type="checkbox"/> Physical
<input checked="" type="checkbox"/> None	<input type="checkbox"/> Other:	<input type="checkbox"/> Other	N/A	<input checked="" type="checkbox"/> None

Evidence Collected:	Evidence Description:	Disposition:	Weapon:	BIO Hazard:
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	N/A		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	Bodily Fluid Exposure	SCIF 33013067 Completed
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Narrative:

ON FRIDAY, SEPT 24, 1999 AT APPROXIMATELY 0800 HRS
I WAS PLACED ON A SEARCH TEAM AT SIERRA CONSERVATION
CENTER TO CONDUCT A SEARCH OF THE INMATE DAY LABOR
WORK SITE AND SURROUNDING AREAS.

AT APPROXIMATELY 0800HRS I SEARCHED THE FENCE LINE THAT SURROUNDS THE I.D.L. UPPER STORAGE YARD. I FOUND NO CONTRABAND DURING THIS SEARCH.

Reporting Staff's Signature: <i>LT Fred C...</i>			Date: <i>9-24-99</i>
Reviewer's Signature: <i>K. C. Choien</i>	Approved: <input checked="" type="checkbox"/>	Clarification Needed: <input type="checkbox"/>	Date: <i>9-24-99</i>

(Print in ink or employees can personally type or complete this form on a computer)
(At no time will this form be completed by anyone other than the reporting employee)

Case Name: First Name Initial	Badge #	Incident Date	Incident Log #
Callison, R E.	44398	9-24-99	500-COP-99-09-01520
Length of Service	Post Description	Incident Time	Report Date
9 yrs.	2932	0800	9-24-99
DOs	Duty Hours	Incident Location	
S/S/H	0730 - 1530	Inmate Day Labor work site	

Description of Incident/Crime	CCR Section/Rule
SEARCH OF INMATE DAY LABOR SITE	N/A

Case Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)
<input checked="" type="checkbox"/> Primary		(S) Williams K-19893
<input type="checkbox"/> Responder	N/A	
<input type="checkbox"/> Witness		
<input type="checkbox"/> Victim		
<input type="checkbox"/> Camera		

Force Used by You	Less Lethal Weapons	Lethal Weapons	Number of Rounds Fired	Force Observed by You
<input type="checkbox"/> Lethal	<input type="checkbox"/> 37mm	<input type="checkbox"/> Mini-14	<input type="checkbox"/>	<input type="checkbox"/> Lethal
<input type="checkbox"/> Less Lethal	<input type="checkbox"/> Baton	<input type="checkbox"/> Shotgun	<input type="checkbox"/>	<input type="checkbox"/> Less Lethal
<input type="checkbox"/> Physical	<input type="checkbox"/> OC	<input type="checkbox"/> Handgun	<input type="checkbox"/>	<input type="checkbox"/> Physical
<input checked="" type="checkbox"/> None	<input type="checkbox"/> Other:	<input type="checkbox"/> Other N/A	<input type="checkbox"/>	<input checked="" type="checkbox"/> None

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input checked="" type="checkbox"/> Yes	Tobacco, Radios	Turned into ISU	<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input type="checkbox"/> No		evidence officer	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	Bodily Fluid Exposure	SCIF 33013067 Completed
<input type="checkbox"/> Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No			<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Narrative:
 ON Friday, September 24th, 1999 at approximately 0800 hours I was placed on a search team at Sierra Conservation Center to conduct a search of the Inmate Day labor site, and surrounding areas. While searching the Tool Room and Tool boxes I discovered contraband in Tool Box # B-1006. The contraband consisted of 6 partial Packs of Main Street cigarettes, Two lighters, Two Headphones, One AM/FM cassette walkman, One Sony FM Stereo walkman, and One AA battery. I contacted Directional officer J. Popke to identify which inmate the tool box is normally checked out to. Officer Popke identified

Reporting Staff's Signature	Date		
<i>[Signature]</i>	9-24-99		
Reviewer's Signature	Approved	Clarification Needed	Date
<i>[Signature]</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	9-24-99

Officer Name (Last, First, Middle Initial)	Badge #	Incident Date	Incident Log #
Callison, R. E.	44398	9-24-99	SCC-COP-99-09-0152

☒ Continuation of Report☐ Additional Information☐ Clarification Request

Narrative: The tool box as belonging to Inmate WILLIAMS K-19993, Dorm 69 Bed 01 lower. All contraband recovered was processed into evidence. I authored a CDC 115 Rules Violation report, charging Inmate Williams under Directors Rule Violation (3006) contraband.

Reporting Staff's Signature	Date		
<i>G. R. Callison</i>	9-24-99		
Reviewer's Signature	Approved	Clarification Needed	Date
<i>H. Callison</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	9-24-99

(Hand write in ink)

Last Name, First Name Initial	Badge #	Incident Date	Incident Log #
FISH, D.	48852	09/24/99	SCC-COP-99-09-0150
Length of Service	Post Description	Incident Time	Report Date
5 Years 6 months	CALAVELAS UNIT SGT.	0800 Hours	09/24/99
RDOs	Duty Hours	Incident Location	
Su/Mo	0630 - 1430	INMATE DAY LABOR WORK SITE (IDL)	

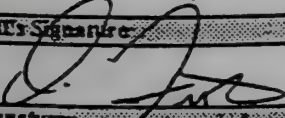
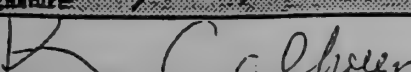
Description of Incident/Crime		CCR Section/Rule	
SEARCH OF INMATE DAY LABOR WORK SITE (IDL)		N/A	
Your Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)	
<input checked="" type="checkbox"/> Primary			
<input type="checkbox"/> Responder	N/A	N/A	
<input type="checkbox"/> Witness			
<input type="checkbox"/> Victim			
<input type="checkbox"/> Camera			
Force Used by You	Less Lethal Weapons	Lethal Weapons	Number of Rounds Fired
<input type="checkbox"/> Lethal	<input type="checkbox"/> 37mm	<input type="checkbox"/> Mini-14	<input type="checkbox"/>
<input type="checkbox"/> Less Lethal	<input type="checkbox"/> Baton	<input type="checkbox"/> Shotgun	<input type="checkbox"/>
<input type="checkbox"/> Physical	<input type="checkbox"/> OC N/A	<input type="checkbox"/> Handgun N/A	<input type="checkbox"/> N/A
<input checked="" type="checkbox"/> None	<input type="checkbox"/> Other	<input type="checkbox"/> Other	<input type="checkbox"/>
		Force Observed by You	
		<input type="checkbox"/> Lethal	
		<input type="checkbox"/> Less Lethal	
		<input type="checkbox"/> Physical	
		<input checked="" type="checkbox"/> None	

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input type="checkbox"/> Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No	N/A	N/A	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	Bodily Fluid Exposure	SCIF 3301/3067 Completed
<input type="checkbox"/> Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No	N/A	N/A	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Narrative:

ON FRIDAY, SEPTEMBER 24, 1999, AT APPROXIMATELY 0800 HOURS I WAS PLACED ON A SEARCH TEAM AT SIGMA CONSERVATION CENTER TO CONDUCT A SEARCH OF THE INMATE DAY LABOR (IDL) SITE AND SURROUNDING AREAS. I WAS ASSIGNED TO ASSIST IN THE SEARCH OF THE UPPER STORAGE YARD. WHILE SEARCHING I FOUND APPROXIMATELY 3/4 OF A GALLON OF DIESEL FUEL. THE FUEL WAS IN A WHITE UNMARKED PLASTIC CONTAINER. THE FUEL WAS RETURNED TO AN APPROPRIATE MARKED DIESEL CAN. I FOUND NUMEROUS PIECES OF UNCONTROLLED METAL STOCK. THESE ITEMS WERE PLACED INTO A METAL SCRAP PILE. THIS CONCLUDED MY SEARCH OF THIS AREA.

Reporting Staff's Signature	Date
	SEPTEMBER 24, 1999
Reviewer's Signature	Approved
	<input checked="" type="checkbox"/>
	Classification Needed
	<input type="checkbox"/>
	Date
	9.24.99

Officer Name: First Name Initial	Badge #	Incident Date	Incident Log #
DENNIS ADAM M	45551	9/24/99	SCC-COP-99.09-0150
Length of Service	Post Description	Incident Time	Report Date
7 YRS. 4 MO.	3229	0800	9/24/99
ID On	Duty Hours	Incident Location	
S/S	0630-1430	INMATE DAY LABOR WORK SITE	

Description of Incident/Crime		CCB Section/Rule	
Search of 1/2m Day Labor Work Site		N/A	
Officer Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)	
<input checked="" type="checkbox"/> Primary			
<input type="checkbox"/> Responder	N/A	N/A	
<input type="checkbox"/> Witness			
<input type="checkbox"/> Victim			
<input type="checkbox"/> Camera			
Force Used by You	Less Lethal Weapons	Lethal Weapons	Number of Rounds Fired
<input type="checkbox"/> Lethal	<input type="checkbox"/> 37mm	<input type="checkbox"/> Mini-14	<input type="checkbox"/>
<input type="checkbox"/> Less Lethal	<input type="checkbox"/> Baton	<input type="checkbox"/> Shotgun	<input type="checkbox"/> N/A
<input type="checkbox"/> Physical	<input type="checkbox"/> OC	<input type="checkbox"/> Handgun	<input type="checkbox"/> N/A
<input type="checkbox"/> None	<input type="checkbox"/> Other	<input type="checkbox"/> Other	<input type="checkbox"/>
		Force Observed by You	
		<input type="checkbox"/> Lethal	
		<input type="checkbox"/> Less Lethal	
		<input type="checkbox"/> Physical	
		<input checked="" type="checkbox"/> None	

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input type="checkbox"/> Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No	N/A	N/A	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	Bodily Fluid Exposure	SCIF 3301/3067 Completed
<input type="checkbox"/> Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No	N/A	N/A	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

ON SEPTEMBER 24, 1999 AT APPROXIMATELY 0800 HOURS I WAS PLACED
 IN A SEARCH TEAM AT SIERRA CONSERVATION CENTER TO CONDUCT A SEARCH
 OF THE INMATE DAY LABOR SITE AND SURROUNDING AREAS. I SEARCHED
 THE PERIMETER AREAS OF THE UPPER STORAGE YARD AND FOUND NOTHING
 OF NOTE.

Reporting Staff's Signature	Date
C/O A.M. Davis	9/24/99
Officer's Signature	Approved
K. Calhoun	<input checked="" type="checkbox"/>
	Clarification Needed
	<input type="checkbox"/>
	Date
	9-24-99

Last Name, First Name Initial		Badge #	Incident Date	Incident Log #
PATE, M		37527	9/24/99	SCC-COP-99-090
Length of Service	Post Description		Incident Time	Report Date
12 YRS 11 MOS.	SEARCH TEAM		0800 HOURS	9/24/99
RDO#	Duty Hours	Incident Location		
M/T	0630-1430	I. D. L.		

Description of Incident/Crime		CCR Section/Rule		
INMATE DAY LABOR WORK SITE SEARCH		N/A		
Your Role:	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)		
<input checked="" type="checkbox"/> Primary	N/A	N/A		
<input type="checkbox"/> Responder				
<input type="checkbox"/> Witness				
<input type="checkbox"/> Victim				
<input type="checkbox"/> Camera				
Force Used by You	Less Lethal Weapons	Lethal Weapons	Number of Rounds Fired	Force Observed by You
<input type="checkbox"/> Lethal	<input type="checkbox"/> 37mm	<input type="checkbox"/> Mini-14	<input type="checkbox"/>	<input type="checkbox"/> Lethal
<input type="checkbox"/> Less Lethal	<input type="checkbox"/> Baton N/A	<input type="checkbox"/> Shotgun	<input type="checkbox"/> N/A	<input type="checkbox"/> Less Lethal
<input type="checkbox"/> Physical	<input type="checkbox"/> OC	<input type="checkbox"/> Handgun N/A	<input type="checkbox"/>	<input type="checkbox"/> Physical
<input checked="" type="checkbox"/> None	<input type="checkbox"/> Other:	<input type="checkbox"/> Other	<input type="checkbox"/>	<input checked="" type="checkbox"/> None

Evidence Collected:	Evidence Description	Disposition	Weapon	BIO Hazard
<input type="checkbox"/> Yes	N/A	N/A	<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No			<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Reporting Staff Injured:	Description of Injury	Location Treated	Bodily Fluid Exposure	SCIF 3301/3067 Completed
<input type="checkbox"/> Yes	N/A	N/A	<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No			<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Narrative: ON SEPTEMBER 24, 1999 AT APPROXIMATELY 0800 HOURS I WAS PLACED ON A SEARCH TEAM AT SIERRA CONSERVATION CENTER TO CONDUCT A SEARCH OF THE I.D.L. SIGHT AND SURROUNDING AREA. I WAS ORDERED BY SGT D. PEREZ TO POSITION MYSELF IN FRONT OF THE I.D.L. OFFICE TO OBSERVE ANY UNUSUAL OCCURRENCES IN MY VISUAL RANGE. I OBSERVED NO UNUSUAL OCCURRENCES.

Reporting Staff's Signature		Date	
M Pate		9/24/99	
Reviewer's Signature	Approved	Clarification Needed	Date
H. C. Choeun	<input checked="" type="checkbox"/>	<input type="checkbox"/>	9-24-99

Last Name, First Name Initial		Badge #	Incident Date	Incident Log #
WHITE, DONALD W.		42003	9-24-99	SCC-COA-99-09-0150
Length of Service	Post Description		Incident Time	Report Date
10 yrs 1 month	Search team		0800	9-24-99
RDOs	Duty Hours	Incident Location		
S/m	0630-1430	INMATE DAY LABOR WORK SITE		

Description of Incident/Crime		CCR Section/Rule		
Search of IOL work site		N/A		
Your Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)		
<input checked="" type="checkbox"/> Primary	N/A	N/A		
<input type="checkbox"/> Responder				
<input type="checkbox"/> Witness				
<input type="checkbox"/> Victim				
<input type="checkbox"/> Camera				
Force Used by You	Less Lethal Weapons	Lethal Weapons	Number of Rounds Fired	Force Observed by You
<input type="checkbox"/> Lethal	<input type="checkbox"/> 37mm	<input type="checkbox"/> Mini-14	<input type="checkbox"/>	<input type="checkbox"/> Lethal
<input type="checkbox"/> Less Lethal	<input type="checkbox"/> Baton	<input type="checkbox"/> Shotgun	<input type="checkbox"/>	<input type="checkbox"/> Less Lethal
<input type="checkbox"/> Physical	<input type="checkbox"/> OC	<input type="checkbox"/> Handgun	<input type="checkbox"/>	<input type="checkbox"/> Physical
<input checked="" type="checkbox"/> None	<input type="checkbox"/> Other: N/A	<input type="checkbox"/> Other: N/A	<input type="checkbox"/>	<input checked="" type="checkbox"/> None

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input checked="" type="checkbox"/> Yes	ONE MASTER Lock key #2002	DELIVERED TO ISU	<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No			<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	Bodily Fluid Exposure	SCIF 3301/3067 Completed
<input type="checkbox"/> Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No			<input checked="" type="checkbox"/> No	<input type="checkbox"/> No

On Friday, Sept 24, 1999 at approximately 0800 hours, I was placed on A search team at Sierra Conservation Center to conduct searches of the Inmate Day Labor Site & surrounding Area. I helped conduct searches of the fenced in storage Area & Conex Boxes adjacent to the IOL work site. I then helped search the LAB & chemical storage Area Buildings. At approximately 1100 hours, while searching the IOL Transformer Building, I discovered A MASTER Lock key #2002 in An Inmates Jacket pocket. The Jacket was hanging next to A Locker, which the key

Reporting Staff's Signature	Date
Donald White	9-24-99
Reviewer's Signature	Approved
K. Calhoun	<input checked="" type="checkbox"/>
	Clarification Needed
	<input type="checkbox"/>
	Date
	9-24-99

Last Name, First Name Initial	Badge #	Incident Date	Incident Log #
WHITE, DONALD W	42003	9-24-99	SCC-COP-99-09-0150

☒ Continuation of Report☐ Additional Information☐ Clarification Request

Narrative:

went to. THE Locker contained various spray paints,
& P.V.C GIVES. I NOTIFIED ISU STAFF & turned the
key over to ISU Lt R. MILLS.

THIS COMPLETED MY INVOLVEMENT IN THE IOA SEARCH

Reporting Staff's Signature	Date		
Donald White	9-24-99		
Reviewer's Signature	Approved	Clarification Needed	Date
R. Calhoun	<input checked="" type="checkbox"/>	<input type="checkbox"/>	9-24-99

(Hand write in ink)

Last Name, First Name Initial	Badge #	Incident Date	Incident Log #
POPKE EDWARD J	12056	9-24-99	SCC-COP-99-09-0150
Length of Service	Post Description	Incident Time	Report Date
15 y	SA 2	0800	9-24-99
RDO#	Duty Hours	Incident Location	
5-5-14	0645-1545	I.D.L WATER TREATMENT PLANT	

Description of Incident/Crime	CCR Section/Rule
SEARCH of I.D.L work site	11A

Your Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)
<input checked="" type="checkbox"/> Primary	NA	NA
<input type="checkbox"/> Responder		
<input type="checkbox"/> Witness		
<input type="checkbox"/> Victim		
<input type="checkbox"/> Camera		

Force Used by You	Less Lethal Weapons	Lethal Weapons	Number of Rounds Fired	Force Observed by You
<input type="checkbox"/> Lethal	<input type="checkbox"/> 37mm	<input type="checkbox"/> Mini-14	<input type="checkbox"/>	<input type="checkbox"/> Lethal
<input type="checkbox"/> Less Lethal	<input type="checkbox"/> Baton	<input type="checkbox"/> Shotgun	<input type="checkbox"/>	<input type="checkbox"/> Less Lethal
<input type="checkbox"/> Physical	<input type="checkbox"/> OC	<input type="checkbox"/> Handgun	<input type="checkbox"/>	<input type="checkbox"/> Physical
<input checked="" type="checkbox"/> None	<input type="checkbox"/> Other:	<input type="checkbox"/> Other NA	<input type="checkbox"/>	<input checked="" type="checkbox"/> None

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input type="checkbox"/> Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No	NA	NA	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	Bodily Fluid Exposure	SCIE 3301/3067 Completed
<input type="checkbox"/> Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No	NA	NA	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Narrative:

ON Friday September 24, 1999 at approximately 0800 hours I was involved in the search of I.D.L WATER treatment plant. My assignment as the I.D.L officer was to assist the search team and aid them in unlocking convex boxes, opening storage areas and identifying I.D.L equipment and tools. Throughout the search I contacted each search team leader to indicate possible places that contraband can be hidden. The convex boxes on the upper storage yard

Reporting Staff's Signature	Date		
<i>[Signature]</i>	9-24-99		
Reviewer's Signature	Approved	Clarification Needed	Date
<i>[Signature]</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	9-24-99

PEOROSO, JOE F	38440	9-24-99	SCC-COP-99-09
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<input checked="" type="checkbox"/> Continuation of Report	<input type="checkbox"/> Additional Information	<input type="checkbox"/> Clarification Request
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Narrative:

HELPED LOAD INMATE MANUFACTURED WEIGHTS, BARS AND BENCHES ONTO A FLAT BED TRUCK. THE WEIGHTS WERE TAKEN TO THE SIERRA CONSERVATION CENTER ECOLOGY CENTER.

Reporting Staff Signature	Date
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J F Peoroso, SGT.

9-24-99

Reviewed By	Approved	Clarification Needed	Date
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K Calhoun

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9-24-99

Last Name, First Name, Initial	Badge #	Incident Date	Incident Log #
SHARKEY, ROBERT S.	52334	SEPTEMBER 24, 1999	SCC-COP-99-09-0157
Length of Service	Post Description	Incident Time	Report Date
1 YEARS, 1 MONTH	SEARCH TEAM	0800 HOURS	9/24/99
DO	Duty Hours	Incident Location	
TUESDAY/WEDNESDAY	0630-1430	I.O.L. WORK SITE	

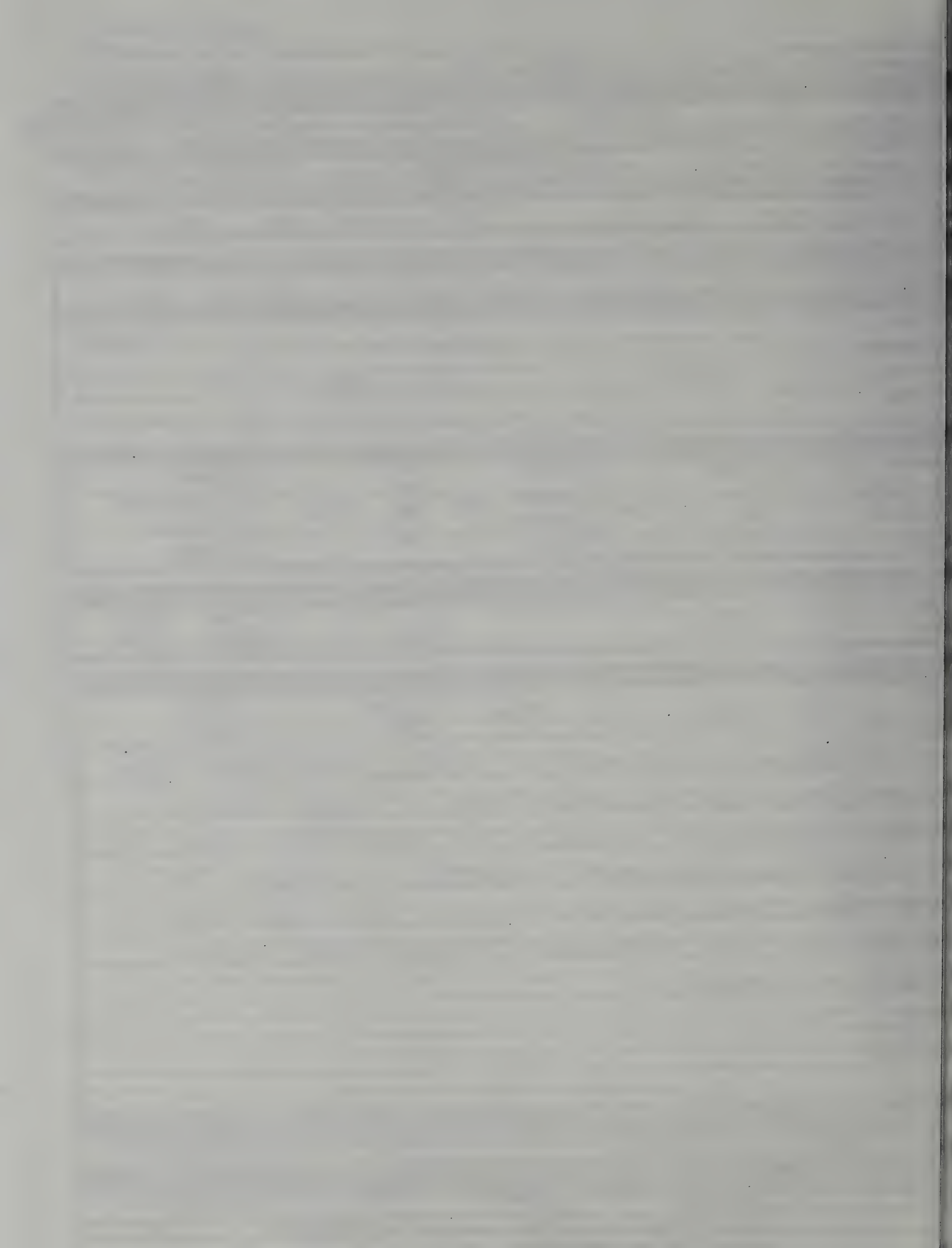
Description of Incident/Crime		CCB Section/Rule	
SEARCH of inmate DAY LABOR work site		N/A	
Officer Role	Witnesses (preference: S-Staff, V-Visitor, O-Other)	Inmates Involved (preference: S-Suspect, V-Victim, W-Witness)	
Primary			
Responder			
Witness	N/A	N/A	
Victim			
Camera			
Force Used by You	Less Lethal Weapons	Lethal Weapons	Number of Rounds Fired
Lethal	<input type="checkbox"/> 37mm	<input type="checkbox"/> Mini-14	<input type="checkbox"/>
Less Lethal	<input type="checkbox"/> Baton	<input type="checkbox"/> Shotgun	<input type="checkbox"/>
Physical	<input type="checkbox"/> OC	<input type="checkbox"/> Handgun	<input type="checkbox"/>
None	<input type="checkbox"/> Other: N/A	<input type="checkbox"/> Other: N/A	<input type="checkbox"/>
Force Observed by You			
Lethal			<input type="checkbox"/>
Less Lethal			<input type="checkbox"/>
Physical			<input type="checkbox"/>
None			<input checked="" type="checkbox"/>

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
No	N/A	N/A	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	Body Fluid Exposure	SCIF 3301/3067 Completed
Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
No	N/A	N/A	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

ON SEPTEMBER 24, 1999 AT APPROXIMATELY 0800 HOURS, I WAS PLACED ON A SEARCH TEAM AT SIERRA CONSERVATION CENTER TO CONDUCT A SEARCH OF THE INMATE DAY LABOR (I.O.L.) SITE AND SURROUNDING AREA. I ASSISTED IN SEARCHING THE UPPER STORAGE YARD, ADJACENT TO THE I.O.L. WORK SITE. I DID NOT FIND ANY CONTRABAND OR CONFISCATED MATERIAL DURING MY SEARCH.

Reporting Staff's Signature	Date
	9/24/99
Officer's Signature	Approved
K. Calhoun	<input checked="" type="checkbox"/>
	Clarification Needed
	<input type="checkbox"/>
	Date
	9-24-99



Incident Name: First Name Initial	Badge #	Incident Date	Incident Log #
DENNIS AARON A	45052	9-24-99	SCC-COP-99-09-0150
Length of Service	Post Description	Incident Time	Report Date
8 YRS 9 months	BACK GATE Sally Port	0800 HRS	9-24-99
DOs	Duty Hours	Incident Location	
S/S	0630-1430	IDL WORK SIGHT	

Description of Incident/Crime		CCR Section/Rule	
Search of inmate Day Lison WORK site		N/A	
Officer Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)	
<input checked="" type="checkbox"/> Primary	N/A	N/A	
<input type="checkbox"/> Responder			
<input type="checkbox"/> Witness			
<input type="checkbox"/> Victim			
<input type="checkbox"/> Camera			
Force Used by You:	Less Lethal Weapons	Lethal Weapons	Number of Rounds Fired
<input type="checkbox"/> Lethal	<input type="checkbox"/> 37mm	<input type="checkbox"/> Mini-14	<input type="checkbox"/>
<input type="checkbox"/> Less Lethal	<input type="checkbox"/> Baton	<input type="checkbox"/> Shotgun	<input type="checkbox"/> N/A
<input type="checkbox"/> Physical	<input type="checkbox"/> OC	<input type="checkbox"/> Handgun	<input type="checkbox"/> N/A
<input checked="" type="checkbox"/> None	<input type="checkbox"/> Other: N/A	<input checked="" type="checkbox"/> Other	<input type="checkbox"/>
			Force Observed by You:
			<input type="checkbox"/> Lethal
			<input type="checkbox"/> Less Lethal
			<input type="checkbox"/> Physical
			<input checked="" type="checkbox"/> None

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input type="checkbox"/> Yes	N/A	N/A	<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No			<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	Body Fluid Exposure	SCB 3301/3067 Completed
<input type="checkbox"/> Yes	N/A	N/A	<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No			<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

On SEPT. 24, 1999 AT APPROX. 0800 HRS I WAS PLACED ON A SEARCH TEAM AT SCC TO CONDUCT A SEARCH OF THE IDL WORK LIGHT AND SURROUNDING AREA. I FIRST SEARCHED THE UPPER STORAGE AREA AND FOUND NO MAJOR CONTRABAND. I THEN PROCEEDED TO THE ALDRINE BASIN AREA WHERE I DISCOVERED A STORAGE Building containing WIEGHTS MANUFACTURED FROM IDL MATERIALS CONSISTING OF concrete, steel and PVC. I ASISTED in cleaning this building AND TRANSPORTING THE WIEGHTS TO THE ECOLOGY center SCRAP metal YARD.

Reporting Staff's Signature	Date
A. A. Dennis	9-24-99
Interviewer's Signature	Approved
K. Calhoun	<input checked="" type="checkbox"/>
	Clarification Needed
	<input type="checkbox"/>
	Date
	9-24-99

Officer Name, First Name Initial	Badge #	Incident Date	Incident Log #
PEREZ, DONALD R	34078	9-24-99	SCC-COP-99-09-0150
Length of Service	Post Description	Incident Time	Report Date
12 yrs 0 MONTHS	ARMORY/SEARCH	0800	9-24-99
RDO#	Duty Hours	Incident Location	
3/S	0630-1430	INMATE DAY LABOR (IDL) WORKSITE	

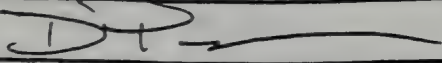
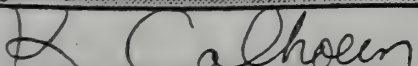
Description of Incident/Crime		CCB Section/Rule	
SEARCH OF INMATE DAY LABOR (IDL)		N/A	
Your Role:	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)	
<input checked="" type="checkbox"/> Primary	N/A	N/A	
<input type="checkbox"/> Responder			
<input type="checkbox"/> Witness			
<input type="checkbox"/> Victim			
<input type="checkbox"/> Camera			
Force Used by You	Less Lethal Weapons	Lethal Weapons	Number of Rounds Fired
<input type="checkbox"/> Lethal	<input type="checkbox"/> 37mm	<input type="checkbox"/> Mini-14	<input type="checkbox"/>
<input type="checkbox"/> Less Lethal	<input type="checkbox"/> Baton	<input type="checkbox"/> Shotgun	<input type="checkbox"/>
<input type="checkbox"/> Physical	<input type="checkbox"/> OC	<input type="checkbox"/> Handgun	<input type="checkbox"/>
<input checked="" type="checkbox"/> None	<input type="checkbox"/> Other: N/A	<input type="checkbox"/> Other	<input type="checkbox"/> N/A
		Force Observed by You	
		<input type="checkbox"/> Lethal	
		<input type="checkbox"/> Less Lethal	
		<input type="checkbox"/> Physical	
		<input checked="" type="checkbox"/> None	

Evidence Collected:	Evidence Description:	Disposition:	Weapon:	BIO Hazard:
<input type="checkbox"/> Yes	N/A	N/A	<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No			<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Reporting Staff Injured:	Description of Injury:	Location Treated:	Bodily Fluid Exposure:	SCIF 3301/3067 Completed:
<input type="checkbox"/> Yes	N/A		<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No			<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Narrative:

ON FRIDAY, SEPTEMBER 24, 1999 AT APPROXIMATELY 0800 HRS, I WAS THE SQUAD LEADER FOR SEVEN SEARCH TEAM MEMBERS ASSIGNED TO CONDUCT A SEARCH OF THE IDL CONSTRUCTION SITE AND SURROUNDING AREAS. WORKING UNDER THE DIRECTION OF THE ASSISTANT SEARCH TEAM LEADER, I DIRECTED MY SQUAD TO ASSIST IN A SEARCH OF THE UPPER STORAGE YARD. UPON COMPLETION OF THE SEARCH, MY SQUAD ASSISTED IN REMOVING WEIGHTS AND BENCHES FROM THE WORK SITE AND DISPOSING THEM IN THE INSTITUTION'S SCRAP METAL STORAGE AREA. THIS CONCLUDED THE SQUAD'S SEARCH OF THE AREA.

Reporting Staff's Signature:	Date:
	9-24-99
Reviewer's Signature:	Approved:
	<input checked="" type="checkbox"/>
	Classification Needed:
	<input type="checkbox"/>
	Date:
	9-24-99

Last Name, First Name Initial CANADAY, W.		Badge # 47209	Incident Date 9-24-99	Incident Log # SCC-COP-99-09-050
Length of Service 6 YEARS 2 MONTHS	Post Description TASK FORCE	Incident Time 0800	Report Date 9-24-99	
RDOs S/S	Duty Hours 0630-1430	Incident Location INMATE DAY LABOR WORK SITE		

Description of Incident/Crime Search of INMATE DAY LABOR WORK SITE	CCR Section/Rule N/A
---	-------------------------

Your Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)		
<input checked="" type="checkbox"/> Primary	(S) RAWLHNSON		N/A	N/A
<input type="checkbox"/> Responder		N/A		
<input type="checkbox"/> Witness				
<input type="checkbox"/> Victim				
<input type="checkbox"/> Camera				

Force Used by You	Less Lethal Weapons	Lethal Weapons	Number of Rounds Fired	Force Observed by You
<input type="checkbox"/> Lethal	<input type="checkbox"/> 37mm	<input type="checkbox"/> Mini-14	<input type="checkbox"/>	<input type="checkbox"/> Lethal
<input type="checkbox"/> Less Lethal	<input type="checkbox"/> Baton	<input type="checkbox"/> Shotgun	<input type="checkbox"/>	<input type="checkbox"/> Less Lethal
<input type="checkbox"/> Physical	<input type="checkbox"/> OC	<input type="checkbox"/> Handgun	<input type="checkbox"/>	<input type="checkbox"/> Physical
<input checked="" type="checkbox"/> None	<input type="checkbox"/> Other	<input type="checkbox"/> Other	<input type="checkbox"/>	<input checked="" type="checkbox"/> None

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input checked="" type="checkbox"/> Yes	ESCAPE CLOTHING		<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input type="checkbox"/> No	TATTOO INK	ISU STAFF	<input checked="" type="checkbox"/> No	<input type="checkbox"/> No
	TUDDING			

Reporting Staff Injured	Description of Injury	Location Treated	Bodily Fluid Exposure	SCIF 33013067 Completed
<input type="checkbox"/> Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No	N/A	N/A	<input checked="" type="checkbox"/> No	<input type="checkbox"/> No

arrange:
ON FRIDAY, SEPTEMBER 24, 1999, AT APPROXIMATELY 0800 HRS, I WAS PLACED ON SEARCH TEAM AT SIERRA CONSERVATION CENTER TO CONDUCT A SEARCH OF THE INMATE DAY LABOR <IDL> SITE AND SURROUNDING AREAS. DURING THE SEARCH I DISCOVERED THE FOLLOWING:

> IN CONEX BOX #2 LOCATED IN THE UPPER FENCED STORAGE YARD, I FOUND TWO (2) CANS OF STARTING FLUID, 1 CAN OF CARBETUR CLEANER. OFFICER J. CURTICE VIDEO TAPED THE SAID CANS OF FLAMABLE FLUIDS.

> IN THE EXISTING WATER/SEWER LABORATORY/CONTROL ROOM, I DISCOVERED TWO BLACK SWEAT SHIRTS FOLDED AND ROLLED UP IN A LAUNDRY BAG AND PLACED IN A COMMON LOCKER WITH NUMEROUS YELLOW RAIN SUITS IN FRONT OF

Reporting Staff's Signature W. CANADAY	Date 9-24-99
Reviewer's Signature K. Calhoen	Approved <input checked="" type="checkbox"/>
	Clarification Needed <input type="checkbox"/>
	Date 9-24-99

Officer Name: CANADAY, W.	Badge #: 47209	Incident Date: 9-24-99	Incident Log #: SOC-COP-99-09-0157
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☒ Continuation of Report ☐ Additional Information ☐ Clarification Request

Narrative

AND CARPETING SAID ESCAPE CLOTHING

3.) ALSO IN THE WATER/SEWER LABORATORY/CONTROL Room, I DISCOVERED ONE
(1) HALF PINT BOTTLE OF WHAT APPEARED TO BE TATTOO INK AND ONE
(1) HALF PINT BOTTLE OF WHAT APPEARED TO BE IODINE.

4.) DURING MY SEARCHING OF THE SCRAPE AREAS LOCATED NORTH WEST OF
THE UPPER FENCED IDL STORAGE YARD, I FOUND TWO (2) INMATE
MANUFACTURED "DUMB BELLS" THAT WERE MADE OF METAL FLAT STOCK
AND METAL PIPE.

THE DISPOSITION OF THE ESCAPE CLOTHING, TATTOO INK AND IODINE IS
THAT I RELEASED THE ITEMS TO INVESTIGATIVE SERVICES UNIT BY SECURING
THEM IN THE TRUNK OF THEIR ASSIGNED CAR. NOTE: THE SAID ITEMS
ARE MENTIONED IN SAR-SECTIONS #2 AND #3 OF THIS REPORT.

LIEUTENANT RAWLINSOON COLLECTED THE INMATE MANUFACTURED "DUMB BELLS"
AND DISPOSED OF THEM PER INSTITUTIONAL GUIDELINES.

I ALSO CONDUCTED A SEARCH OF THE MAIN IDL TOOL ROOM AND FOUND
NO DANGEROUS CONTRABAND.

Reporting Staff Signature: <i>[Signature]</i>	Date: 9-24-99
Reviewed Signature: <i>[Signature]</i>	Date: 9-24-99

Name, First Name Initial	Badge #	Incident Date	Incident Log #
Storm, R	47821	9-24-99	SCC-MOP-99-09-0150
Length of Service	Post Description	Incident Time	Report Date
5 years 10 months	Special Assignment	0800 hours	9-24-99
DOs	Duty Hours	Incident Location	
S/S	0630 - 1430	I.D.L. INMATE DAY LABR	

Description of Incident/Crime	CCR Section/Rule
INMATE DAY LABOR WORK SITE SEARCH	N/A

Our Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)
<input checked="" type="checkbox"/> Primary <input type="checkbox"/> Responder <input type="checkbox"/> Witness <input type="checkbox"/> Victim <input type="checkbox"/> Camera	N/A	N/A

Force Used by You	Less Lethal Weapons	Lethal Weapons	Number of Rounds Fired	Force Observed by You
<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical N/A <input checked="" type="checkbox"/> None	<input type="checkbox"/> 37mm <input type="checkbox"/> Baton <input type="checkbox"/> OC N/A <input type="checkbox"/> Other:	<input type="checkbox"/> Mini-14 <input type="checkbox"/> Shotgun N/A <input type="checkbox"/> Handgun <input type="checkbox"/> Other		<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal N/A <input type="checkbox"/> Physical <input checked="" type="checkbox"/> None

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	N/A		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	Bodily Fluid Exposure	SCIF 3301/3067 Completed
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	N/A		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

On September 24, 1999 at approximately 0800 hours I was placed on a search team at Sierra Conservation Center to conduct a search of the I.D.L. sight and surrounding area. While searching the upper storage yard and Conex boxes I found no major contraband.

Reporting Staff's Signature	Date
R. Storm	9-24-99
Reviewer's Signature	Approved
J. Calhoun	<input checked="" type="checkbox"/>
	Clarification Needed
	<input type="checkbox"/>
	Date
	9-24-99

Last Name, First Name Initial	Badge #	Incident Date	Incident Log #
Silveira Feliciano	30117	9/24/99	SCC-COP-99-09-CIS
Length of Service	Post Description	Incident Time	Report Date
10 yrs 10 mos	Search Team	0800	9/24/99
RDO#	Duty Hours	Incident Location	
F/S	0630-1430	INMATE DAY LABOR WORK SITE	

Description of Incident/Crime		CCB Section/Rule	
SEARCH OF INMATE DAY LABOR (IDL)		N/A	
Your Role	Witnesses (prefix S-Staff, V-Visitor, O-Other)	Inmates Involved (prefix S-Suspect, V-Victim, W-Witness)	
<input checked="" type="checkbox"/> Primary <input type="checkbox"/> Responder <input type="checkbox"/> Witness <input type="checkbox"/> Victim <input type="checkbox"/> Camera	N/A	N/A	
Force Used by You	Less Lethal Weapons	Lethal Weapons	Number of Rounds Fired
<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input checked="" type="checkbox"/> None	<input type="checkbox"/> 37mm <input type="checkbox"/> Baton <input type="checkbox"/> OC <input type="checkbox"/> Other: N/A	<input type="checkbox"/> Mini-14 <input type="checkbox"/> Shotgun <input type="checkbox"/> Handgun <input type="checkbox"/> Other: N/A	<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input checked="" type="checkbox"/> None

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	N/A	N/A	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	Bodily Fluid Exposure	SCB 3301/3067 Completed
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	N/A	N/A	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Narrative:

ON Friday September 24, 1999 at approximately 0800 Hours I was placed on a Search Team at Sierra Conservation Center to conduct a search of the Inmate Day Labor work site and surrounding areas. I searched the fenced in storage yard and Conex boxes, and surrounding buildings. I found inmate manufactured weights and exercise equipment. The equipment was taken to the ecology site and disposed of per institutional guidelines.

Reporting Staff's Signature	Date
J.M. Silveira	9/24/99
Reviewer's Signature	Approved
L. C. O'Brien	<input checked="" type="checkbox"/>
	Clarification Needed
	<input type="checkbox"/>
	Date
	9-24-99

Officer Name: First Name: Initial	Badge #	Incident Date	Incident Log #
McClure, Douglas S.	45756	09/24/99	SCC-COP-99-09-0150
Length of Service	Post Description	Incident Time	Report Date
8 years 4 months	Search Team	0800	09/24/99
Officer	Duty Hours	Incident Location	
Fri/Sat	0630-1430	I.D.L. Work Site	

Description of Incident/Crime		CCR Section/Rule	
Search of I.D.L. Work Site		N/A	
Officer Role	Witnesses (prefix S-Staff, V-Visitor, O-Other)	Inmates Involved (prefix S-Suspect, V-Victim, W-Witness)	
Primary	N/A	N/A	
Responder			
Witness			
Victim			
Camera			
Force Used by You	Less Lethal Weapons	Lethal Weapons	Number of Rounds Fired
Lethal	<input type="checkbox"/> 37mm N/A	<input type="checkbox"/> Mini-14 N/A	<input type="checkbox"/>
Less Lethal	<input type="checkbox"/> Baton	<input type="checkbox"/> Shotgun	<input type="checkbox"/>
Physical	<input type="checkbox"/> OC	<input type="checkbox"/> Handgun	<input type="checkbox"/>
None	<input type="checkbox"/> Other:	<input type="checkbox"/> Other	N/A
			Force Observed by You
			<input type="checkbox"/> Lethal
			<input type="checkbox"/> Less Lethal
			<input type="checkbox"/> Physical
			<input checked="" type="checkbox"/> None

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
No	N/A	N/A	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Working Staff Injured	Description of Injury	Location Treated	Bodily Fluid Exposure	SCIF 3301/3067 Completed
Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
No	N/A	N/A	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

On September 24, 1999 at approximately 0800 hours I was placed on a search team at Sierra Conservation Center to conduct searches of the Inmate Day Labor (I.D.L.) site and surrounding area. I searched the upper storage yard adjacent to the I.D.L. work site. I did not find any contraband items while searching. This included my involvement in the I.D.L. search.

Working Staff's Signature	Date
D. S. McClure	09/24/99
Officer's Signature	Approved
H. Calhoun	<input checked="" type="checkbox"/>
	Clarification Needed
	<input type="checkbox"/>
	Date
	9.24.99

Department of Corrections
Supplement to the Crime/Incident Report (CDC Form 837)

Page: 1 of 1

Officer Name: First Name Initial	Badge #	Incident Date	Incident Log #
WATSON TERRY L		9/24/99	SCC-COP-99-090
Length of Service	Post Description	Incident Time	Report Date
4 YEARS 2 MONTH	E-UPPER (MAR)	0800	9/24/99
RDOs	Duty Hours	Incident Location	
M/T	0630/1430	INMATE DAY LABOR WORK SITE (IOL)	

Description of Incident/Crime		CCR Section/Rule	
SEARCH OF INMATE DAY LABOR WORK SITE		N/A	
Your Role:	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)	
<input checked="" type="checkbox"/> Primary			
<input type="checkbox"/> Responder	N/A	N/A	
<input type="checkbox"/> Witness			
<input type="checkbox"/> Victim			
<input type="checkbox"/> Camera			
Force Used by You	Less Lethal Weapons	Lethal Weapons	Number of Rounds Fired
<input type="checkbox"/> Lethal	<input type="checkbox"/> 37mm	<input type="checkbox"/> Mini-14	<input type="checkbox"/>
<input type="checkbox"/> Less Lethal	<input type="checkbox"/> Baton	<input type="checkbox"/> Shotgun	<input type="checkbox"/>
<input type="checkbox"/> Physical	<input type="checkbox"/> OC N/A	<input type="checkbox"/> Handgun N/A	<input type="checkbox"/>
<input checked="" type="checkbox"/> None	<input type="checkbox"/> Other	<input type="checkbox"/> Other	<input type="checkbox"/>
			Force Observed by You
			<input type="checkbox"/> Lethal
			<input type="checkbox"/> Less Lethal
			<input type="checkbox"/> Physical
			<input checked="" type="checkbox"/> None

Evidence Collected:	Evidence Description	Disposition	Weapon	BIO Hazard
<input type="checkbox"/> Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No	N/A	N/A	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	Bodily Fluid Exposure	SCIF 3301/3067 Completed
<input type="checkbox"/> Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No	N/A		<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Narrative:

ON SEPT 24, 1999 AT APPROXIMATELY 0800 HOURS, I WAS PLACED ON A SEARCH TEAM AT STERRA CONSERVATION CENTER. A SEARCH OF THE INMATE DAY LABOR WORK SITE AND SURROUNDING AREAS WAS CONDUCTED. I CONDUCTED A SEARCH OF THE IMMEDIATE AREA AROUND THE CUNEX BOXES IN THE UPPER INMATE DAY LABOR STORAGE AREA. I FOUND NO MAJOR CONTRABAND DURING MY SEARCH.

Reporting Staff's Signature	Date
T. Watson	9/24/99
Reviewer's Signature	Approved
K. Calhoun	<input checked="" type="checkbox"/>
	Clarification Needed
	<input type="checkbox"/>
	Date
	9-24-99

Last Name, First Name, Initial		Badge #	Incident Date	Incident Log #
DAY, Kevin		45050	9-24-99	
Length of Service	Post Description		Incident Time	Report Date
8 years 9 months	community crew "A"		0800	9-24-99
RDO	Duty Hours	Incident Location		
S/SU/Hol	0730-1530	Receiving and Release		

Description of Incident/Crime		CCR Section/Rule		
Your Role	Witnesses (preface S-Staff, V-Visitor, O-Other)		Inmates Involved (preface S-Suspect, V-Victim, W-Witness)	
<input checked="" type="checkbox"/> Primary	SGT. J. Hurtado		woolen P-22985	
<input type="checkbox"/> Responder	-		Foster J-40761	
<input type="checkbox"/> Witness				
<input type="checkbox"/> Victim				
<input type="checkbox"/> Camera				
Force Used by You	Less Lethal Weapons	Lethal Weapons	Number of Rounds Fired	Force Observed by You
<input type="checkbox"/> Lethal	<input type="checkbox"/> 37mm	<input type="checkbox"/> Mini-14	<input type="checkbox"/>	<input type="checkbox"/> Lethal
<input type="checkbox"/> Less Lethal	<input type="checkbox"/> Baton	<input type="checkbox"/> Shotgun	<input type="checkbox"/>	<input type="checkbox"/> Less Lethal
<input type="checkbox"/> Physical	<input type="checkbox"/> OC	<input type="checkbox"/> Handgun	<input type="checkbox"/> N/A	<input type="checkbox"/> Physical
<input checked="" type="checkbox"/> None	<input type="checkbox"/> Other: N/A	<input type="checkbox"/> Other	<input type="checkbox"/>	<input checked="" type="checkbox"/> None

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input checked="" type="checkbox"/> Yes	on Track Roche cup	Relinquished to I.S.U.	<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input type="checkbox"/> No	presumptive urinalysis Test.		<input checked="" type="checkbox"/> No	<input type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	Bodily Fluid Exposure	SCIF 3301/3067 Completed
<input type="checkbox"/> Yes	on Track Roche cup		<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No	presumptive urinalysis		<input type="checkbox"/> No	<input type="checkbox"/> No
	Test sample U.S.A.D.			

Narrative:

On Friday September 24th 1999 At Approximately 1000 hrs. I was instructed by Sgt. J. Hurtado to assist in a on track Roche cup presumptive Urinalysis testing of all inmates who are assigned to the inmate Day labor program. Inmate woolen P-22985 Dorm #3806 tested positive for T.H.C.. Inmate Foster J-40761 Dorm #0605 tested positive for Amphetamines. Per institutional policy Both inmates foster and woolen's gate passes were rescinded. The on Track Roche cup presumptive urinalysis test samples were relinquished To I.S.U. SGT. A. Kirkland. for processing.

Reporting Staff Signature	Date
C/O S-403	9-24-99
Reviewers Signature	Approved
R. B. Bird	<input type="checkbox"/>
	Clarification Needed
	<input checked="" type="checkbox"/>
	Date
	9/27/99

Officer Name: <u>Day, K.</u>	Badge #: <u>45050</u>	Incident Date: <u>9-24-99</u>	Incident Log #:
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<input type="checkbox"/> Continuation of Report	<input type="checkbox"/> Additional Information	<input checked="" type="checkbox"/> Clarification Request
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NARRATIVE:

On Friday September 24, 1999 At Approximately 1000 hrs I was conducting an on truck Roache cup presumptive urinalysis test of inmate woolen P-22985 dorm 3806. I escorted inmate woolen from the receiving and release holding cage to the strip out table inside, where I conducted an unclothed body search, with negative results of contraband. I asked Woolen if he would submit to a urinalysis test, he stated yes. I then escorted Inmate Woolen to the bathroom. Woolen was given latex gloves and put them on before starting the Urine Sample, I was also wearing latex gloves. The container for the sample was new, I opened it and labeled the container with Woolens name and C.D.C. number. I observed Woolen while he submitted a urine sample into the cup. Woolen handed me the cup where I sealed it in front of Woolen. I then placed the cup on the counter where Sgt. Hurtado and myself waited approximately five minutes for the test results. The On Track Roche cup presumptive urinalysis test, showed a positive results for T.H.C. At no time was the urine sample out of custody staff possession. The urine sample cup was turned over to SGT. Kirkland of the SEC investigative services unit.

Reporting Staff Signature: <u>C/O Sgt. O'Z</u>	Date: <u>9-28-99</u>
Reviewer Signature: <u>[Signature]</u>	Date: <u>9-28-99</u>

Officer Name: Hurtado Jimmy D	Badge #: 13933	Incident Date: 9-24-99	Incident Log #
Length of Service	Post Description: Personnel Assignment	Incident Time: 0800	Report Date: 9-24-99
RDO	Duty Hours: 0630 - 1500	Incident Location	

Description of Incident/Crime: CCR Section/Rule

Your Role:	Witnesses (preface S-Staff, V-Visitor, O-Other)	Inmates Involved (preface S-Suspect, V-Victim, W-Witness)
<input type="checkbox"/> Primary	Kevin Day	Woolen P-22985
<input type="checkbox"/> Responder		Foster J-40761
<input checked="" type="checkbox"/> Witness		
<input type="checkbox"/> Victim		
<input type="checkbox"/> Camera		
Force Used by You:	Less Lethal Weapons	Lethal Weapons
<input type="checkbox"/> Lethal	<input type="checkbox"/> 37mm	<input type="checkbox"/> Mini-14
<input type="checkbox"/> Less Lethal	<input type="checkbox"/> Baton	<input type="checkbox"/> Shotgun
<input type="checkbox"/> Physical	<input type="checkbox"/> OC N/A	<input type="checkbox"/> Handgun N/A
<input checked="" type="checkbox"/> None	<input type="checkbox"/> Other	<input type="checkbox"/> Other
		Number of Rounds Fired
		Force Observed by You
		<input type="checkbox"/> Lethal
		<input type="checkbox"/> Less Lethal
		<input type="checkbox"/> Physical
		<input checked="" type="checkbox"/> None

Evidence Collected:	Evidence Description	Disposition	Weapon	BIO Hazard
<input checked="" type="checkbox"/> Yes	On Track Roche Cup presumptive urinalysis test	Relinquished TO ISU	<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input type="checkbox"/> No			<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Reporting Staff Injured:	Description of Injury	Location Treated	Bodily Fluid Exposure	SCIF 33013067 Completed
<input type="checkbox"/> Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No			<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Narrative:
 On Friday September 24, 1999 I supervised The on Track Roche Cup presumptive Urinalysis Testing of all Inmates assigned To The Inmate Day Labor program. Inmate woolen, P-22985, dorm 3806, Tested positive For T.H.C. Inmate Foster J-40761, dorm 0605 tested positive For Amphetamines. Correctional Officer K. Day who conducted The test, relinquished The on Track Roche cup presumptive Urinalysis Test samples to ISU. Sgt R Kirkland For processing. Per Institutional Policy both Inmate

Reporting Staff's Signature: [Signature]	Date: 9-24-99
Reviewed Signature: R Baird Capt(A)	Date: 9/24/99

Department of Corrections
Supplement to the Crime/Incident Report (CDC Form 837)

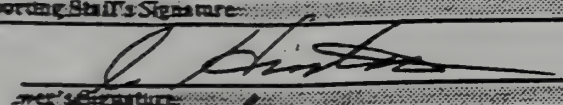
Page: 2 of

Last Name, First Name, Initial	Badge #	Incident Date	Incident Log #
Hurtado, Jimmy	13933	9-24-99	

☒ Continuation of Report ☐ Additional Information ☐ Clarification Request

NARRATIVE:

Foster and woolens gate passes were
rescinded.

Reporting Staff's Signature: 		Date: 9-24-99	
Officer's Signature: W. J. Williams AW	Approved: <input checked="" type="checkbox"/>	Clarification Needed: <input type="checkbox"/>	Date: 9-28-99

Officer Name: First Name/Initial	Badge #	Incident Date	Incident Log #
STEPHENS, GARY D.	43386	SEPT. 24, 1999	SCC-COP-99-09-0150
Length of Service	Post Description	Incident Time	Report Date
3 YRS. 9 MONTHS	FIRECHIEF/HAZMAT		SEPT. 27, 1999
DO#	Duty Hours	Incident Location	
5-5-14	0630-1500	INMATE DAY LABOR WORKSITE	

Description of Incident/Crime	CCR Section/Rule
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Officer Role	Witnesses (preface S-Staff, V-Visitor, O-Other)	Involved (preface S-Suspect, V-Victim, W-Witness)
<input type="checkbox"/> Primary <input checked="" type="checkbox"/> Responder <input type="checkbox"/> Witness <input type="checkbox"/> Victim <input type="checkbox"/> Camera		
Force Used by You	Less Lethal Weapons	Lethal Weapons
<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input type="checkbox"/> None	<input type="checkbox"/> 37mm <input type="checkbox"/> Baton <input type="checkbox"/> OC <input type="checkbox"/> Other:	<input type="checkbox"/> Mini-14 <input type="checkbox"/> Shotgun <input type="checkbox"/> Handgun <input type="checkbox"/> Other
		Number of Rounds Fired
		Force Observed by You
		<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input type="checkbox"/> None

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input checked="" type="checkbox"/> Yes	ERICO - CADWELL	STARTING MATERIAL + MSDS 387	<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input type="checkbox"/> No	ERICO - CADWELL	WELDING MATERIAL + MSDS	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	Bodily Fluid Exposure	SCIF 3301/3067 Completed
<input type="checkbox"/> Yes			<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No	N/A	N/A	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No

ON SEPTEMBER 24, 1999, AT APPROXIMATELY 1130 HOURS, I WAS REQUESTED TO REPORT TO THE INMATE DAY LABOR (IDL) WORKSITE. UPON ARRIVAL I WAS INSTRUCTED TO MAKE A DETERMINATION AS TO WHETHER OR NOT A PRODUCT USED IN SOLDERING ELECTRICAL WIRES COULD BE USED AS AN EXPLOSIVE. A BOX THAT WAS PARTIALLY USED WAS PRESENTED TO ME FOR A DETERMINATION. UPON INSPECTION OF THE CONTENTS OF THE BOX THERE WERE TWO PRODUCTS INSIDE. ONE WAS CADWELL STARTING MATERIAL AND THE SECOND WAS CADWELL ELECTRICAL WELDING MATERIAL. BOTH PRODUCTS APPEARED TO BE MADE BY ERICO INCORPORATION OUT OF SOLON, OHIO. I REQUESTED THE MATERIAL SAFETY DATA SHEETS (MSDS) FROM

Reporting Staff's Signature	Date
Gary D. Stephens	9/24/99
Viewer's Signature	Approved
W. J. [Signature]	<input checked="" type="checkbox"/>
	Clarification Needed
	<input type="checkbox"/>
	Date
	9-28-99

Officer Name: STEPHENS, GARY D.	Badge: 43386	Date: SEPT 24, 1999	Incident No: SCC-COP-99-09
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☒ Continuation of Report☐ Additional Information☐ Clarification Request

Narrative:

KEN KUSER, SUPERVISOR IDL. THEY COULD NOT PRODUCE THE SHEETS AS REQUESTED. I FOUND A TELEPHONE NUMBER ON ONE OF THE PRODUCT LABELS AND HAD THE COMPANY FAX ME COPIES OF THE MSDS'S. I WAS MY DETERMINATION THAT THE PRODUCTS IN THIS REPORT COULD BE USED TO MAKE AN EXPLOSIVE. I CALLED ERIC AND REQUESTED TO SPEAK WITH A PRODUCT ENGINEER. THERE WAS A DELAY BY THE MANUFACTURE IN PROVIDING ANY INFORMATION DUE TO THE AVAILABILITY OF QUALIFIED EMPLOYEES THAT COULD ANSWER MY QUESTIONS. AT APPROXIMATELY 1440 HOURS I SPOKE WITH A PRODUCT ENGINEER IDENTIFIED AS MR. LOU COLARUSSO. HE CONFIRMED THE PRODUCT COULD BECOME EXPLOSIVE UNDER THE RIGHT CONDITIONS. MR COLARUSSO SAID THAT I SHOULD CONTACT A MR. DEAN MOORE, PRODUCT ENGINEER, WHO PREPARED THE MSDS AND WAS THEIR AUTHORITY ON THE CADWELL PRODUCT LINE. I WAS INFORMED THAT MR. MOORE WOULD NOT BE AVAILABLE UNTIL SEPTEMBER 27, 1999. AT THE DIRECTION OF WILLIAM HENSE, ASSOCIATE WARDEN, CENTRAL OPERATIONS, I TOOK POSSESSION OF THE HAZARDOUS MATERIAL THAT COULD POSE A SECURITY RISK TO THE INSTITUTION. THE PRODUCT WAS INVENTORIED AND STORED IN A SECURED BLOCK BUILDING AWAY FROM INMATES AND OTHER COMBUSTIBLE BUILDINGS.

Reporting Staff: <i>Gary D. Stephens</i>	Date: 9/24/99
Reviewed By: <i>W. J. Smith</i> <i>AW</i>	<input checked="" type="checkbox"/> Approved <input type="checkbox"/> Clarification Needed Date: 9-28-99

Last Name, First Name Initial FEE, JAMES C.		Dodge # 11258/P34176	Incident Log # SCC-COP-99-09-0150
Length of Service 16 YEARS	Post Description CCII	Incident Time 0800 HOURS	Report Date 09-24-99
RDO's S/S	Duty Hours 0730-1600	Incident Location	

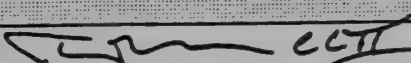

Description of Incident/Crime			CCR Section/Rule	
Your Role	Witnesses (preface S-Staff, V-Visitor, O-Other)		Inmates Involved (preface S-Suspect, V-Victim, W-Witness)	
<input type="checkbox"/> Primary <input checked="" type="checkbox"/> Responder <input type="checkbox"/> Witness <input type="checkbox"/> Victim <input type="checkbox"/> Camera				
Force Used by You	Less Lethal	Lethal Weapons	Number of Rounds Fired	Force Observed by You
<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input checked="" type="checkbox"/> None	<input type="checkbox"/> 37mm <input type="checkbox"/> Baton <input type="checkbox"/> OC <input type="checkbox"/> Other:	<input type="checkbox"/> Mini-14 <input type="checkbox"/> Shotgun <input type="checkbox"/> Handgun <input type="checkbox"/> Other	<input type="checkbox"/> N/A 	<input type="checkbox"/> Lethal <input type="checkbox"/> Less Lethal <input type="checkbox"/> Physical <input checked="" type="checkbox"/> None

Evidence Collected	Evidence Description	Disposition	Weapon	BIO Hazard
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	N/A	N/A	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Reporting Staff Injured	Description of Injury	Location Treated	SCIF 3301/3067 Completed
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	N/A	N/A	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Narrative:

ON SEPTEMBER 24, 1999, AT APPROXIMATELY 0800 HOURS, I ASSEMBLED A GROUP OF SIX CORRECTIONAL COUNSELOR I'S TO CONDUCT INTERVIEWS OF THE INMATES, WHICH WORK FOR INMATE-DAY-LABOR. THESE INTERVIEWS STARTED AT APPROXIMATELY 0900 HOURS AND LASTED UNTIL 1330 HOURS. NO INFORMATION THAT WOULD LEAD TO ANY ILLEGAL ACTIVITY BY INMATE WORKERS OR STAFF IN IDL WAS OBTAINED.

Reporting Staff's Signature	Date
J. FEE, CORRECTIONAL COUNSELOR II 	9/27/99
Reviewer's Signature	Approved
 <i>Heu</i>	<input checked="" type="checkbox"/>
	Clarification Needed
	<input type="checkbox"/>
	Date
	9-28-99

(Print in ink or employees can personally type or complete this form on a computer)
(At no time will this form be completed by anyone other than the reporting employee)



ECOLOGY/IDL SEARCH

9-23-99

0700 WARDEN ADVISED HEISE OF THE NEED FOR A SEARCH PLAN.

0800 WARDEN INFORMED HEISE TO DEVELOPE A SERACH PLAN FOR ECOLOGY/IDL

9-24-99

0700 HEISE BRIEFED SERT

0730 HEISE BRIEFED ADMINISTRATION STAFF

0845 SERT WEIGHTS FOUND AT THE ECOLOGY. PETREY INFORMED HEISE THAT SGT. MCCLURE FOUND THE WEIGHTS AND WOULD AN ITEMIZED REPORT AND GIVE IT TO MARCY

0904 BOLT CUTTERS, VARIOUS TOOLS, TORCH, KNIVES FOUND IN OFFICER'S OFFICE AT ECOLOGY

0906 HEISE INFORMED SERT THAT THE WEIGHTS, LOCKERS, SPEAKERS, RADIOS ETC. IN ECOLOGY NEED TO GO. POPKE GETTING A TRUCK.

0918 FOLGER ADAMS KEY FOUND AND REPORTED TO HEISE IN THE MAIN OFFICE OF IDL.

0944 HEISE INFORMED SERT THAT ALL OF ECOLOGY NEEDS TO BE SEARCHED.

0945 HEISE ASKED OFFICER EKERT TO LAYOUT THE CONTENTS OF HIS LUNCH BOX. EKERT COMPLIED. PILLS WERE FOUND, HIESE NOTIFIED ISU.

1009 FIRE CHIEF STEPHENS BRIEFED HEISE REGARDING THE GUN POWDER/MAGNISUM CAPSULES. CHIEF STEPHESES SAID THE CAPSULES SHOULD BE IN A FLAMABLE, SECURED LOCKER IN A CONCRET BUILDING.

1016 HEISE INFORMED KEN KESSLE THAT HE WANTS THE CAPSULES/EQUIPMENT STORED IN A SECURED CONCRETE BUILDING NOT AROUND ANY FLAMMABLE MATERIALS, AND INVENTORIED.

1041 HEISE INFORMED SGT. CALHOUN TO GET A TEAM TOGETHER TO SEARCH THE FIRESHOUS/LIVING QUARTERS.

1043 HEISE INFORMED SGT. KIRLAND TO GET AHOLD OF FEE TO FIND OUT IF THE CCI'S RECEIVED ANY INTELLIGENCE AND WHEN THE INTERVIEWS ARE COMPLETED THE IDL INMATES CAN RETURN TO WORK.

1052 HEISE CONTACTED FEE, APPROXIMATELY 1/3 OF THE INTERVIEWS ARE DONE THERE IS ONE CONFIRMED METH/ONE CONFIRMED THC.

1115 PERSONAL ADDRESS WAD FOUND IN A LOCKER OF AN INMATE AT THE FIREHOUSE.

1132 INMATE OLGUE, D04337, IS BEING PLACED IN AD-SEG FROM THE FIREHOUSE.

FAX NAME: WARDEN
FAX NUMBER: 2099843607

DATE: 28-SEP
TIME: 1

DATE	TIME	REMOTE FAX NAME AND NUMBER	DURATION	PG	RESULT	DIAGNO
28-SEP	11:12 S	9163224038	0:06:42	11	OK	66384010

.....

S=FAX SENT

O=POLLED OUT(FAX SENT)

TO PRINT THIS REPORT AUTOMATICALLY, SELECT AUTOMATIC REPORTS IN THE SETTINGS MENU.
TO PRINT MANUALLY, PRESS THE REPORT/SPACE BUTTON, THEN PRESS ENTER.

Memorandum

"E"

Date : September 23, 1999

To : To All Staff

From : *Sierra Conservation Center, Jamestown, CA 95327*

Subject : INSTITUTIONAL LOCKDOWN

On Friday, September 24, 1999, after the completion of the morning meal, the entire institution will be placed on lockdown status. The purpose of placing the institution on lockdown status is to conduct searches of inmate living quarters and work areas.

There will be no inmate movement outside the backgate area, except for the employee snack bar workers. All of the Central Division crew officers will report to the Custody Captain. All unit staff will report to their respective Facility Captain for assignment.

Tuolumne Unit: inmates assigned to PLA will be allowed to go to their job assignments.

If any additional information is needed, contact R. Bird, Custody Captain, at extension 5417.


M. C. KRAMER
Warden

Memorandum

CONFIDENTIAL

"F"

Date : September 23, 1999

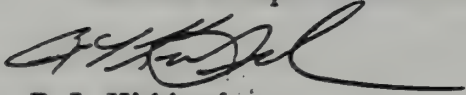
To : W. H. Heise
Associate Warden
Central Operation

From : Sierra Conservation Center, Jamestown, CA. 95327

Subject: **CONFIDENTIAL INFORMATION REGARDING INMATE DAY LABOR.**

Intelligence information gathered to date indicates the following areas of concern:

1. Gun Powder for blasting and cad-welding used by Electrician Johnson are stored in the desk of Ken Kusler or Keith Ramos located in the main office and in the trailer office used by Mr. Lee and Mr. JOHNSON.
2. Sixty Five to Seventy Cheese-burgers have been prepared and smuggled to IDL by Inmate Snack bar workers via the Ecology Crew workers to the IDL workers. This has happened on several occasions over the past few months. Three shipments of the Cheese-Burgers were intercepted by Officer Ekert assigned to the ecology crew.
3. Inmates have constructed weights from steel pipe and concrete and are utilizing a weight room located next to the sewer treatment office.
4. Conex boxes containing hazardous materials, paint, paint remover, ether, epoxy remover, ect... have been left unsecured with no supervision.
5. Conex box Ten contains approximately forty cans of spray paint and numerous cans of ether, left unlocked and unsupervised during the working day.
6. Next to the Sewage Treatment tool-room is approximately Six cans of uncontrolled gasoline and solvent in an unlocked open container.
7. Staff have provided inmates with food items; ie, sodas, pies, poppers, chips, sandwiches, ect...
8. A former free staff Moniker "WIGGY" and another free staff member were involved in several heated arguments almost resulting in a fight over "WIGGY'S" wife.
9. Tool room inmates were provided keys to tool rooms, personal vehicles, state vehicles, residences, personal mail-boxes, ect...
10. Clerks had access to state computers, personal information, fax lines, telephones, and were left unsupervised for short periods of time in the offices.


R. L. Kirkland
Security Squad Sergeant

MEMORANDUM

CONFIDENTIAL

Date : September 23, 1999

To : J. Fee
Task Force Leader

From : Sierra Conservation Center - Jamestown, CA.

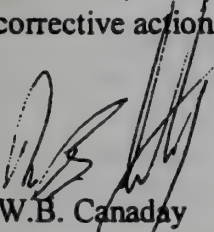
Subject: CONCERNS

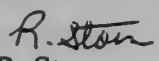
Over the past two (2) days the task force has made some alarming discoveries regarding the Inmate Day Labor water/sewer project. Our concerns are due to the following:

1. Two (2) discharged blasting caps were found,
2. An Officer has reported that he has seen two "live" blasting caps; one of which he described could be an electric blasting cap and if not properly handled and stored could be set off with a normal battery, two way radio or a helicopter,
3. A set of complete and detailed Layout Plans and Utility Map of the Main Side Institution was confiscated from an unsecured IDL work truck that inmates have had access to,
4. An inmate who was interrogated by ISU supposedly admitted to IDL staff being in possession of live charges and also provided the location of possible explosive powder that he admits to he and other inmates having access to,

These facts were reported yesterday afternoon (Sept. 22², 1999) and yet IDL is still in full operation with a full crew of inmates. As far as we are aware, the area that the explosive powder was reported has not been searched. We are concerned that by not conducting an immediate search, the possibility of live explosives could be getting smuggled into the security areas of the institution. We are also concerned that if in fact there are unauthorized explosives on institutional grounds the longer we wait the more time individuals have to dispose of the said items and cover up a serious crime.

We are especially concerned for the safety of staff, inmates and the general public. Therefore, we are requesting that the Department of Corrections take immediate corrective actions to protect the sanctity of human life and/or a possible escape attempt.


W.B. Canaday
Correctional Officer
Task Force Member


R. Storm
Correctional Officer
Task Force Member

Memorandum

"H"

Date : September 23, 1999

To : J. Fee
Task Force Coordinator

From : *Sierra Conservation Center, Jamestown, CA 95327*

Subject : **DISCOVERY OF POSSIBLE EXPLOSIVE DEVICE/MATERIAL**


On Wednesday, September 22, 1999, at approximately 1000 hours, I produced one orange blasting cap to Correctional Officer B. Canaday that was discovered at the IDL Water Treatment Plant. Officer Canaday, who had prior education with blasting caps, informed me the device was discharged and safe. I was asked to submit a report of any other findings concerning blasting caps and my knowledge the findings of blasting caps.

Approximately three to four months ago, I discovered an orange color rounded tub with several feet of wire that also was colored wrapped around the tub at IDL. I did not know what this product was and placed it in the hot trash. A few weeks later, an inmate gave me an item that looked like the one I discovered, only this one was fragmented on one end.

I contacted IDL supervisor Ken Kusler and asked if he knew what this item was. Ken replied, "yes, its a blasting cap from when they blasted the rock base so we could start digging." I then asked Ken if the caps were dangerous and he stated, "no, they are all over this place, its no big deal."

I then placed the blasting cap in the hot trash and gave it to the Ecology officer. I did not know the safety concerns of this item until Officer Canaday informed me. At that point, the proper staff were notified and a search was started to locate the blasting caps that was left behind.

Please note: In the past couple months, I have had discussions with several inmates about the issue of blasting caps being found on IDL grounds. During these discussions, I was informed that these inmates had seen hundreds of the blasting caps on the site at IDL since their assignment to the project.


J. POPKE
Correctional Officer
IDL

MEMORANDUM

CONFIDENTIAL

Date : September 23, 1999

To : J. Fee
Task Force Leader

From : W.B. Canaday
Correctional Officer

Subject : **CONFIDENTIAL MATIERIAL**

On September ²~~23~~, 1999, Correctional Officers R. Storm, S. Lay and myself conducted searches of certain areas of the Inmate Day Labor (IDL) water/sewer project located at the Northwest side of Sierra Conservation Center. The following documentation is information and/or items that we obtained during our searches.

At approximately 1030 hours, Correctional Officer J. Popke who is assigned to IDL, provided me with an object that he presumed was an explosive "blasting cap". I took possession of the object and because of my prior experience and training with explosives I was able to identify the object as a non-electric blasting cap. After removing dirt that was packed around the blasting cap, I was able to determine that the blasting cap had been discharged and was not "live". Officer Popke informed us that he had found numerous discharged caps and one "live" cap over the past several months. Officer Popke related the fact that up until a few weeks prior he did not know that the objects were explosive blasting caps. He ultimately found out by asking an IDL staff member what they were used for; the IDL staff member informed him that they were blasting caps and that they were "all over". At the time of their conversation, Officer Popke claims that this staff member had possession of what appeared to be a blasting cap with two wires coiled up and attached to the cap. Upon Officer Popke's description of the blasting cap, and my experience and training with explosives, it is my belief that he was describing an "electric blasting cap". I asked Officer Popke where he had deposited the blasting caps that he had gathered over the past several months; he informed me that because he did not know what they were at the time, he had disposed of the items per "Hot Trash" procedures.

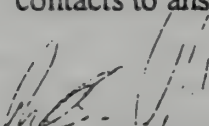
At approximately 1240 hours, Officer Storm and myself searched the Ecology hot trash conex box. We discovered that the hot trash is hauled out approximately three (3) times a week and this particular morning the hot trash had been removed and hauled away. Therefore, there were no blasting caps located in the hot trash conex box.

At approximately 1305 hours, I found another discharged non-electric blasting cap in a metal basket that was located on the north side of the upper IDL storage yard. I also found unsupervised inmates in possession of starting fluid (ether), spray paint, and cutting torches.

At approximately 1330 hours, while searching IDL truck #7148, behind the seat, I discovered a complete "Layout Plan" and "Utilities Map" of the entire Main Side of the institution, including the security areas. The truck in question was unlocked with the windows down and not supervised by IDL staff. These maps detail all aspects of the structural design of the institution including surface compaction, the thickness of concrete surfacing, all exits/entrances, all structural measurements, map identifiers, utility access, maps out all drainage pipes and provides the size and diameter of said pipes, maps out the underground utility tunnel(s) and provides extremely technical information that is too lengthy to mention.

Currently, one (1) discharged blasting cap is in possession of ISU Officer Lay and the plans/maps and the other discharged blasting cap is locked in the temporary evidence locker located in Hearing Room #3.

I am deeply concerned about the safety of staff, inmates and the general public. I have experience dealing with these types of explosive devices and have the contacts to answer any questions that might arise.



W.B. Canaday
Correctional Officer

MEMORANDUM

CONFIDENTIAL

Date : September 23, 1999

To : J. Fee
Task Force Leader

From : W.B. Canaday
Correctional Officer

Subject : **CONFIDENTIAL MATIERIAL**

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1. The first part of the document discusses the importance of maintaining accurate records of all transactions. It emphasizes that this is essential for the proper management of the organization's finances and for ensuring transparency to stakeholders.

2. The second part of the document outlines the various methods used to collect and analyze data. It describes how data is gathered from different sources and how it is then processed to identify trends and patterns. This section also includes a discussion on the importance of data security and privacy.

3. The third part of the document provides a detailed overview of the organization's current financial position. It includes a breakdown of revenues, expenses, and profits, as well as a comparison of these figures to the previous year. This section also discusses the organization's budget for the upcoming year and the strategies being implemented to achieve its financial goals.

4. The fourth part of the document discusses the organization's plans for future growth and expansion. It outlines the various initiatives being undertaken to increase the organization's market share and to develop new products and services. This section also includes a discussion on the organization's long-term vision and the steps being taken to ensure its success.

5. The fifth part of the document provides a summary of the key findings and conclusions of the report. It highlights the main points discussed in the previous sections and provides a final assessment of the organization's overall performance. This section also includes recommendations for areas where further improvement is needed and a plan of action to address these issues.

"K"

REPORT WRITING FOR LAW ENFORCEMENT PERSONNEL

For Use with *For the Record - Report Writing in Law enforcement*

BY Karen M Hess/Henry M Wroblewski

Webster's New World Dictionary

Defines: REPORT as:

1. To give an account of, often at regular intervals; give information about (something seen, done, etc.); recount
2. To carry and repeat (a message, etc.)
3. To write an account of for presentation to others or for publication, as in a newspaper.
4. To make known the presence, approach, etc. of.
5. ~~To give a formal statement or official account of~~ announce formally (the results of an investigation, etc.)
6. To present or return (something referred for study, action, etc.) with the conclusions reached or recommendations made.
7. To make a charge about (something) or against (someone) to a person in authority / to report a rudeness, to report a thief.

In Law Enforcement we define: REPORT as:

~~A permanent written record~~ which communicates important facts to be used in the future.

Any administrative action, investigation or operation of a department or agency is only as good and the resulting report.

There are basically two types of reports:

Administrative Reports and Operational Reports.

Administrative reports deal with the routine functioning of the department or agency. These reports can deal with uniform inspections, reporting procedures and grievances.

Operational reports deal with the activities of law enforcement officers. There are five primary types of operational reports.

1. Incident/Investigative Reports.
2. Crime Reports.
3. Arrest Reports.
4. Traffic Accident Reports :(or ?Crash Reports)
5. Supplemental Progress Reports/Follow-up Reports.

2

In Law Enforcement the very definition of a report indicates its importance and the implication that reports are used and not simply filed away. Reports are necessary for the efficient operation of any law enforcement agency, or you would not have to write them.

Reports are used to:

- examine the past.
- keep other officers informed.
- continue investigations.
- prepare court cases.
- provide the court with relevant facts.
- coordinate law enforcement activities.
- plan for future law enforcement services
- evaluate law enforcement officers' performance.

Many officers mitigate the importance of their reports. They believe that reports are a necessary evil in the profession. These officers believe they are putting their life on the line in the performance of their duty, and the most important part of police work is dealing with the criminals. Unfortunately, this is not the case. Yes, we do put our life on the line in the performance of our sworn duty; however, our documentation is what will keep our streets clear of criminals once the arrest is made.

In addition, our reports will reflect directly on our education and professionalism. Think for one minute on who will use our reports. Not only are you, the police officer, the on-site observer, you are the only source of the relevant facts needed to prosecute the case. Your report will be used by:

- other officers
- supervisors
- attorneys and judges
- jurors
- city officials
- reporters
- citizens

You can rest assured the reader of your report will have at least a high school education and a valid reason for reading your report. You can also be very certain that your reader will only know what your report tells them. You cannot assume the reader will know the law enforcement abbreviations you have used or your jargon. Your report should be reader friendly. You should automatically assume that no one reading your report knows anything about police work, policy, procedures and what has happened. If you do not tell them in your report, they will never know. Your report should be in simple language. You should use complete sentences avoiding police jargon and abbreviations.

We create many of the most common problem in police reports by making them sound like police reports. This is not an inconsistency. We make the report coldly clinical, clouded with police jargon and abbreviations. Many of the common problems are:

- Confusing or unclear sentences.
- Conclusions and assumptions.
- Extreme wordiness.
- Police jargon and abbreviations.
- Missing or incomplete information.
- Misspelled words and grammatical/mechanical errors.

One example of a poorly written police report might be:

On the above date, at or about approximately 2355 hours, this officer responded to the above referenced location in regards to a victim's report that a person or persons unknown had fired a gun, breaking her window.

Imagine trying to make sense out of that statement. Your report should be clear. The reader would have to search four different areas of the report to locate the date, location, victim and reporting employee. Trying to figure out what the writer is reporting requires a separate investigation.

On March 15, 1998, and approximately 2355 hours, I arrived at 12560 Ocean View Drive in response to a report by Mrs. Jane Smith that someone had fired a gun, breaking the living room window. The window opens west onto highway 101.

A well-written report can save the department time and expense and result in better police work and more convictions. In addition, well written reports can protect both the officer and the officer's department from lawsuits.

On a more positive note, well written reports can also greatly enhance an officer's career. Well-written reports reflect positively on your education, your competence and your professionalism. As Officers, we all receive extensive training in the legal processes, human relations, investigative processes and technical procedures; however, we are evaluated largely on our communications skills. There are times it seems that our written reports are more important than the action that we perform in the field. The criminal justice system places great significance on accuracy, clarity and thoroughness of the written report.

CHARACTERISTICS OF A WELL-WRITTEN REPORT:

Factual
Accurate
Objective
Complete
Clear
Concise
Mechanically Correct
Written in standard English
Legible and On-Time

FACTUAL

A well-written report is factual. It does not contain opinions. A fact is a statement that can be proven. It may be proven false, however, it is still classified as a factual statement. You can discuss and debate facts and inferences logically and reasonably and come to some agreement on them. Opinions, however, reflect personal beliefs on which there is seldom agreement. Inferences (conclusions) can prove valuable in a report, provided they are based on sufficient facts. An inference is not really "true" or "false", it is "sound" or "unsound". The only way to make an inference believable is to provide facts to support it. Inferences without sufficient facts to support them are like opinions and should not be used in reports. Be especially careful with statements about a person's state of mind or abilities. To say someone is "nervous" is an inference or conclusion. Describe the person's actions on which you based that inference. In many reports we use words that draw a conclusion or plant a picture in the writers mind. These conclusionary words mean something entirely different to someone else. Avoid conclusionary language in police reports. Some of these conclusionary words are:

Accosted	Denied	Refused
Admitted	Escalated	Resisted
Assaulted	Evasive	Struggle ensued
Attacked	Forced	Suspicious
Battered	Identified	Threatening
Combative	Indicated	Uncooperative
Confessed	Intimidated	Unresponsive
Consented	Obscene	Waived
Deceptive	Profanity	

Imagine using the word **admitted** in your report. The suspect **admitted** stealing the car. What have you written? Did the suspect tell you he stole the car, or did he put it in writing? Using a conclusionary word will usually prevent you from completing the thought. The suspect stated, "I took the car. I needed it to get out there fast." - OR - When questioned if he stole the car, the suspect nodded his head. In both of these statements, the suspect admitted stealing the car. Yet, both statements have entirely different meanings.

Problems also arise in the use of psychological terms such as paranoid or psychotic rather than describing the actual behavior and allowing the reader or qualified person to make the conclusion. These types of specialized terms can cause problems, especially in court. Imagine an attorney asking you where you received your medical training to make the profound diagnosis.

Another area to watch out for is something like "The check was signed by John Doe." Unless you saw John Doe sign the check, that is an inference or conclusion. The fact is "The check was signed John Doe." One little word can change the entire meaning and accuracy of your report.

ACCURATE

To be useful, facts must be accurate. An inaccurately recorded license number may result in losing a witness or suspect. Inaccurate measurement or recording the distance of skid marks may lead to wrong conclusions. Accurately recording the correct time and date, correct names of all parties involved, correct phone numbers and addresses and exact descriptions of the crime scene, property, vehicles and suspects involved is vital in an effective report. Have people spell their names. Repeat spellings and numbers for verifications. Be sure of the accuracy of your facts. Details in a report should be both factual and accurate. An example of an accurate statement might be: The suspect was a white male, approximately 6'4" tall, brown hair, and 210 pounds.

OBJECTIVE

Objective means non-opinionated, fair and impartial. Lack of objectivity can result from either of two things: poor word choice and omission of facts. A well-written report is objective. Objectivity is attained by keeping to the facts, by using words with non-emotional overtones and by including both sides of the account. You've already looked at the importance of sticking to the facts of a case and leaving out personal opinions. The next means of achieving objectivity is through the words used. Consider the following sentences: Bill is a policeman. Bill is a cop. Bill is a pig. Bill is a police officer. Although you want to be specific, you must also be aware of the effect of the words you use. Words which have little emotional effect are called denotative words. The denotative meaning of a word is its objective meaning. In contrast, words which have an emotional effect are called connotative words. The connotative meaning of a word is its positive or negative overtones. Bill is a pig, or Bill is a cop, are both connotative statements. Bill is a policeman, or Bill is a police officer are both denotative words. "Pig" or "Cop" have negative connotations. It reflects the opinion of the person using it. Slanting, that is, including only one side of a story or only facts that tend to prove or support the officer's theory, can also make a report non-objective. A good report includes both sides of an incident when possible. Even when facts tend to go against your theory about what happened, you are obligated to include them. Omitting important facts is not objective. You can assure objectivity in your reports by avoiding words with emotional overtones and including all relevant facts.

COMPLETE

Information kept in the reporting officer's head is of no value to anyone else involved in the case. An effective report contains answers to at least six basic questions: WHO? WHAT? WHEN? WHERE? HOW? & WHY? All relevant details should be included in the narrative portion of the report. Obviously, you cannot record everything; you must be selective. For example, in a report of a robbery, you would need a complete description of the stolen property and a physical description of the robber. You would not need physical descriptions of the victim or the witnesses, but you would want to record their names, addresses and phone numbers in case you needed to contact them again. The who, what, when and where questions should be answered by factual statements. The how and why statements may require inferences on your part. When this is the case, clearly label the statements as inferences. This is especially true when answering the question of motive. To avoid slanting the report, record all possible motives reported to you, no matter how implausible they may seem at the time. A report should give as full an account as possible.

CLEAR

A police report should have only one interpretation. Two people should be able to read the report and come up with the same word-picture. For example, "The man was tall" is open to interpretation, but the statement, "The man is 6'11"" is not. A well-written report is clear. You can make your writing clear in several ways. Use specific, concrete facts and details. Keep descriptive words and phrases as close as possible to the words they describe. Use diagrams and sketches when a description is complex. This is especially true in reports of accidents, homicides and burglaries. The diagrams do not have to be artistic masterpieces. They should, however, be in approximate proportion and should help the reader follow the narrative portion of the report. Do not use uncommon abbreviations. Confusion can result if two people have different interpretations of an abbreviation. For example, what does S.O.B. mean to you? To most people it has a negative meaning. But for people in the health field, it means "short of breath." Use only abbreviations common to everyone. Use short sentences, well organized into short paragraphs. Short sentences are easier to read. Likewise, paragraphs should be relatively short. Each question to be answered in the report should have its own paragraph. The report should be organized logically. Most commonly it begins with when and where and then tells who and what. The what should be in chronological order. That is, going from beginning to end without skipping back and forth.

CONCISE

In your efforts to be complete you must use good judgment. You cannot possibly include everything. What you do include should be as concise as possible. No one wants to read a wordy report. Length does not mean quality. Some reports can be written in half a page. Other reports may require a number of pages. No exact length can be specified, but your report will be effective if it includes all relevant information in as few words as possible. This does not mean, however, that you can leave out important details or such words as a, an and the. Basically, you can reduce wordiness two ways: Leave out unnecessary information and use as few words as possible to record the necessary facts. Conciseness means you make every word count without leaving out important facts.

MECHANICALLY CORRECT

If you were to hear the words, "Your chances of being promoted are good if you can write effective reports," you would probably feel different than if you were to read the same words written with multiple mechanical errors. The mechanics involved in translating ideas and spoken words into written words are important. This includes spelling, capitalization and punctuation. A well-written report is mechanically correct. It follows the rules for spelling, capitalization and punctuation.

STANDARD ENGLISH

People often disagree about what standard English is. And the standards between spoken and written English differ. In writing, however, this is not acceptable. Just as there are rules for spelling, capitalization and punctuation, there are rules for what words are used when. For example, it is standard to say "he doesn't" rather than "he don't"; "I don't have any" rather than "I ain't got none"; "he and I are partners" rather than "him and me are partners." Your experience with English will often tell you what is standard and what is not, especially if you have been raised in surroundings in which a standard English is used. If you speak a standard English, you will probably also write in standard English. But that is not always true. A report in nonstandard English leaves a poor impression of its writer.

LEGIBLE AND ON-TIME

It does little good to learn to write well if no one can read it or if the report is turned in after it was needed. A well-written report is legible. It must also be on time. Ideally, reports would be typed. Often, however, this is not practical. If you do not type your reports, and if you know that you have poor handwriting, you may want to print your reports. Granted, this is slower than cursive, but a report which cannot be read is of little use to anyone.

STEPS IN REPORT WRITING

There are five basic steps in writing a report.

1. Gather the facts: investigate, interview, interrogate.
2. Record the facts immediately: take notes.
3. Organize the facts.
4. Write the report.
5. Evaluate the report: edit and proofread; revise if necessary.

GATHERING THE FACTS - INVESTIGATING, INTERVIEWING, INTERROGATING

Investigative skill are much too complex to cover in-depth here. These skills are developed over time and through varied experiences. We will discuss some of the basic principles involved in gathering information for a police report.

Remember that a report is a written record communicating relevant facts to be retained for future use. The four characteristics of a well-written report - factual, accurate, objective, and complete - focus on what you include in your report. The content of your report. We have already looked at the information you should include in your report. Now we shall look at how to get this information.

To gather information, observe and listen.

You start to gather your information as soon as you are sure of the subject of the report and its purpose. A great deal of what you know about a case will be learned from asking questions and listening to the answers. Several simple procedures can make an interview with a witness, a victim or a suspect more productive.

Prepare for each interview in advance if time permits. Know what questions you need to have answered. Obtain your information as soon after the incident as possible. A delay may result in the subjects not remembering important details. Be considerate of the subject's feelings. If someone has just been robbed, or seen an assault or been attacked, the individual may be understandably upset and emotional. Allow time for the person to calm down before asking too many questions. Remember that when emotions increase, memory decreases. Be friendly. Try to establish rapport with the subject before asking questions. Use the person's name; look at the person as you ask questions; respond to the answers. Use a private setting if possible. Eliminate as many distractions as you can so the subject can devote full attention to the questions you ask. Eliminate physical barriers. Talking across a desk or counter, or through a car window, does not encourage conversation. Sit rather than stand. This will make the subject more comfortable and probably more willing to engage in conversation. Encourage conversation. Keep the subject talking by:

- a. Keeping your own talking to a minimum.
 - b. Use open-ended questions.
 - c. Avoid questions that can be answered with a "yes" or "no".
 - d. Allowing long pauses. Pauses in the conversation should not be uncomfortable.
- Remember that subjects need time to think and organize their thoughts.

Ask simple questions. Do not use law enforcement terminology when you ask your questions. Keep your language simple and direct. Ask one question at a time. Allow the subject to answer one question completely before going on to the next question. Listen to what is said and how it is said. Watch for indications of tension, nervousness, surprise, embarrassment, anger, fear of guilt. Establish the reliability of the subject by asking some questions to which you already know the answers. Be objective and controlled. Recognize that many people are reluctant to give information to the police. Keep control of yourself and your situation. Do not antagonize the

subject, use profanity or obscenity, lose your temper or use physical force. Remain calm, objective and professional.

RECORD THE FACTS IMMEDIATELY: TAKE NOTES.

Notes are a permanent aid to your memory. Good notes aid in investigating a case, in writing the report and in testifying in court. Use a notebook and not scraps of paper. Use ink. Write legibly. Identify the notes with your name, the date and the case number. Record all relevant facts as you get them. Check spelling, numbers and dates as you record them. Use freehand sketches if the situation calls for it.

ORGANIZE THE FACTS

Organize your information. Report it in chronologically arranged paragraphs. Organization is critical to an effective report. If a report skips from one idea to another, repeats or go back and forth in time, it will not present a clear picture of what happened. Two effective aids in organizing your information are to (1) organize your field notebook and (2) make an outline or report plan.

Organize your field notebook. One aid to a well-organized report is a well-organized notebook, with well-organized notes. Establish a set pattern of gathering information, whether it is information obtained through observation or through asking questions. You may want to have in the front of your notebook a list of questions to ask and then try to ask the questions in this order. In addition, to aiding organization, covering a list of questions or a checklist can save time, money and cases simply because if you complete an interview without having covered and recorded all relevant facts, you have lost what may be the only opportunity to gather critical information. You may want to have separate sections for each type of information: offense/arrest notes, follow-up notes, vacations/empty houses, etc. You should also start a new page for each case or incident.

Make an outline or report plan. Plan before you write. Ideally, you should make a rough outline of your report showing the main ideas to be included. If this is too time-consuming, you might try going through your notes with a pencil, numbering each item in the order it is to be used.

WRITE THE REPORT

The opening paragraph of a police report states the time, date, type of incident and how you became involved. The next paragraph contains what you were told by the victim(s) or witness(es). For each person talked to, use a separate paragraph. Next record what you did based on the information you received. The final paragraph states the disposition of the case.

Writing your report. Complete forms accurately. Forms force you to record the details of an incident or case. Complete all blanks. Use "N/A" if a blank is not applicable. Use "unknown" if the information called for is not known. Remember that most of the people who read the report will know nothing of the crime, the initial investigation or the arrest, other than what the report tells them. Keep your writing straight forward and simple. Usually you should write as you

would talk. Avoid legal terminology, technical words and "bookish" words. The best rule is to use short, simple words, sentences and paragraphs. Stay in the past tense throughout a police report. Use first person active voice in writing your report. Using the first person means you refer to yourself as "I." For example, "I handcuffed the suspect." Traditionally, many police officers have not been so direct, but rather have used the third person, "this officer." First person writing is recommended for law enforcement reports because it is more direct, clearer and less wordy. A sentence may be either active or passive. This is an easy distinction to make if you think about what the words active and passive mean. If the subject performs the action, the sentence is active. If the subject does not perform the action, the sentence is passive. "The gun was fired by the fugitive." is passive because the gun did not do the firing. "The fugitive fired the gun." is active because the subject of the action, performed the action. Statements are usually clearer in the active voice.

EDIT AND PROOFREAD YOUR REPORTS.

When you edit, you are looking at the content of the report. Is it based on facts? Is the reasoning sound? Is the information specific? Do the facts need interpretation? Is it non-opinionated, fair and impartial? Has too much or too little information been included? Are the sources of the information the best available? In short, you are editing your report for the following characteristics:

- Factual
- Accurate
- Objective
- Complete

When you proofread, you are looking at the form of the report. Have you been concise and clear? Have you used correct spelling, capitalization and punctuation? Have you used standard written English? Is your report easily read, i.e., is it legible? In short, you are proofreading your report for the following characteristics:

- Concise
- Clear
- Mechanically correct
- Standard English
- Legible

Both editing and proofreading are necessary for a careful evaluation of your report. It might have excellent content, but if the form is sloppy or incorrect, your report will be ineffective. Likewise, it may have excellent form, but it is of little value if the content is insufficient. Form and content are integrally related.

COMMON MISPELLED OR MISUSED WORDS

Listed below are words that are commonly either misspelled or misused:

Accept – to receive

Except – Exclusion of; other than

Affect – Influence on (verb)

(Note: Affect as a noun only used in psychology)

Effect – a. Outcome; reaction; result (noun)

b. Bring about; cause; invoke; result (verb)

Appraise – Rate; evaluate

Apprise – Inform; give notice to

Corroborate – Provide evidence to support

Collaborate – Work together

Disburse – Administer; dispense; reimburse (verb)

Disband – Disband; dissolve; separate (verb)

Lie, lying, lay, lain – to place in a horizontal position

Lie, lying, lied – to tell a lie; to deceive

Lose – To become unable to find; to get rid of

Loose – Not firmly fastened; not tight

Precede – Come before (verb)

Proceed – Continue

Stationary – Fixed position; permanent (adjective)

Stationery – Paper (noun)

accommodate

lieutenant

sergeant

bludgeon

develop

developing

thorough

separate

retrieve

consistent

handcuffs (one word)

clarify

escort

resistance

stepped

837-C Do's

1. Do complete all boxes on 837-C
2. Do write legibly
3. Do use a dictionary or a proofreader (staff who was not involved in the incident)
4. Do address any resistance from the inmate in detail
5. Do address actions of all staff and inmates present
6. Do step-by-step descriptions of actions
7. Do paint a picture on your report so non-prison staff (courts) could understand
8. Do write what is not there, as well as what was (i.e. "no other staff were in the area" or "the broom handle was whole and not broken")

837-C Don'ts

1. Don't use bad grammar/English
2. Don't misspell words
3. Don't leave boxes blank
4. Don't use police/prison jargon or terminology
5. Don't include any conclusions or assumptions
6. Don't collaborate with other staff involved in the incident regarding your report, your accurate account of the incident will corroborate the facts.

USE OF FORCE STAFF SERVICES ANALYST (SSA) ROLE

- Compares the action (837-C reports) to the authority (laws, rules, policy)
- SSA must back analysis with any rules, laws, policies, etc.
- SSA should have objectivity and allowed to be candid.

STAFF REPORTS (837-C's)

- Write what is not there. Paint a picture of what a non-custody staff (i.e. court, jury, etc.) could understand.
- Old way: *Never answer why.*
New way: *Must answer why.*
- Staff can cite authority (rule, law, policy) on 837-C
- *Policy is written for the norm.* Can be out of policy and still be okay. Can't write policy for everything. Just explain the reason you did what you did. Why?
- Don't assume intent of inmates or other officers
- Don't come to conclusions on 837-C
- Describe decontamination in 837-C, or who you know assisted in the decontamination so 837-C may be obtained from that staff member.



388-R

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1:33 P.M.

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27 Evelyn J. Mizak
28 Shorthand Reporter



APPEARANCESMEMBERS PRESENT

SENATOR JOHN BURTON, Chair

SENATOR JOHN LEWIS, Vice Chair

SENATOR JOE BACA

SENATOR TERESA HUGHES

SENATOR WILLIAM KNIGHT

SENATOR JACK O'CONNELL

STAFF PRESENT

GREG SCHMIDT, Executive Officer

PAT WEBB, Committee Secretary

NETTIE SABELHAUS, Consultant on Governor's Appointments

WADE TEASDALE, Consultant to SENATOR LEWIS

FELICE TANENBAUM, Consultant to SENATOR HUGHES

CHRIS BURNS, Consultant to SENATOR KNIGHT

ALSO PRESENT

DAVID G. MAXWELL-JOLLY, Deputy Secretary
Health and Human Services Agency

SENATOR PATRICK JOHNSTON

ALAN CLARKE
Chief Probation Officers

BEVERLY F. WASSON, Member
Water Quality Control Board, North Coast Region

SENATOR WES CHESBRO

SUSAN L. AZEVEDO, Member
Water Quality Control Board, Central Valley Region

ASSEMBLYMAN DENNIS CARDOZA

DAN TERRY, President
California Professional Firefighters

INDEX

Page

1	Proceedings	1
2		
3	<u>Governor's Appointees:</u>	
4		
5	DAVID MAXWELL-JOLLY, Deputy Secretary	
6	Health and Human Services Agency	1
7	Introduction and Support by	
8	SENATOR PATRICK JOHNSTON	1
9	Background and Experience	1
10	Questions by CHAIRMAN BURTON re:	
11	Areas of Responsibility in Agency	2
12	Appointment Date	3
13	Department of Child Support Services	3
14	Questions by SENATOR LEWIS re:	
15	Incentives for Counties Under Welfare to	
16	Work Program	4
17	Questions by CHAIRMAN BURTON re:	
18	Need for Statutory Change to Make	
19	Counties Tied to Performance	5
20	What County Incentives Were Tied To	6
21	Questions by SENATOR HUGHES re:	
22	Financial Trouble of South Central	
23	Los Angeles Regional Center	6
24	Reasons for Deficiencies in State's	
25	Developmental Centers and Community-	
26	Based Programs	6
27		
28		

1 Questions by SENATOR KNIGHT re:

2 Reasons Welfare Caseloads Are Down 8

3 Increased Income 9

4 Questions by CHAIRMAN BURTON re:

5 Lower Caseloads Due to Low
6 Unemployment Rates 107 Witness in Support:8 Statement by CHAIRMAN BURTON that
9 SENATOR DEBORAH ORTIZ Had Appeared in Support 1010 ALAN CLARKE
11 Chief Probation Officers 11

12 Motion to Confirm 11

13 Committee Action 11

14 BEVERLY F. WASSON, Member
15 California Regional Water Quality Control Board
16 North Coast Region 1217 Introduction and Support by
18 SENATOR WES CHESBRO 12

19 Opening Statement 13

20 Questions by CHAIRMAN BURTON re:

21 Size of Vineyard 14

22 Types of Wine Grapes 14

23 Nonpoint Source Pollution 14

24 Types of Crops 15

25 Enforcement of Discharge Permits 16

26 Questions by SENATOR KNIGHT re:

27 Quorum on Board 17



Questions by CHAIRMAN BURTON re:

Number of Hold-over Members	17
Vacancies	17
Motion to Confirm	18
Committee Action	19
SUSAN L. AZEVEDO, Member	
California Regional Water Quality Control Board	
Central Valley Region	19
Introduction and Support by	
ASSEMBLYMAN DENNIS CARDOZA	19
Background and Experience	20
Questions by CHAIRMAN BURTON re:	
MTBE and Groundwater Contamination	21
Request for Timetable from Staff on	
Completion of Testing for MTBE	22
Monitoring and Enforcement Programs	22
Number of Members Currently	22
Three Vacancies	23
<u>Witnesses in Support:</u>	
SENATOR PATRICK JOHNSTON	24
DAN TERRY, President	
California Professional Firefighters	24
Motion to Confirm	24
Committee Action	25
Termination of Proceedings	25
Certificate of Reporter	26



P-R-O-C-E-E-D-I-N-G-S

--ooOoo--

CHAIRMAN BURTON: Governor's appointees, first, David Maxwell-Jolly, Deputy Secretary, Health and Human Services.

Senator Johnston.

SENATOR JOHNSTON: Mr. Chairman and Members, David Maxwell-Jolly comes to this position after a long and distinguished career as a member of the Appropriations staff. He was there through five Chairs, with I having the opportunity to work with David Maxwell-Jolly for the last several years.

And the administration is indeed fortunate, and the State of California and the people are fortunate, to have a person of such knowledge and commitment to public issues and to particularly the health and human services sector of the State of California's responsibilities.

David is a friend, and he is a person that I know works extraordinarily hard, both when he served here in the Legislature, and now under the able and sometimes tyrannical rule of Secretary Grantland Johnson.

I commend him to you.

CHAIRMAN BURTON: David.

MR. MAXWELL-JOLLY: Good afternoon.

I've provided a written statement which I don't intend to read.

Many you know me well. I've served here for the Senate and enjoyed very much my time here. It was a political apprenticeship that was invaluable to me and, I found, provided

1 a really sound foundation for me to assume the duties that I've
2 taken on at the Health and Human Services Agency.

3 It's a great pleasure for me to have a chance to
4 try my skills out in the administrative branch. It's a
5 challenge for me. The content of the programs are familiar
6 with me -- I'm familiar with the content of the programs.

7 The administrative responsibilities, many of them
8 are new to me, and I'm learning. And it's an exciting
9 challenge.

10 If that's all, I'd be happy to entertain any
11 questions that you have.

12 CHAIRMAN BURTON: How are you going to feel about
13 it, opposing some initiative that you would have supported if
14 you were working on this side of the Capitol? Never mind.

15 [Laughter.]

16 CHAIRMAN BURTON: Exactly what is your role
17 going to be? In other words, do you have a defined area of
18 responsibility, or are you just going to be general to the
19 Secretary, or what?

20 MR. MAXWELL-JOLLY: My primary responsibility is
21 the budget. I have prepared -- I participated actively in
22 preparing this year's Governor's budget.

23 CHAIRMAN BURTON: After that, we're going back to
24 my first question.

25 MR. MAXWELL-JOLLY: I reviewed departmental
26 proposals and construct the budget. And we're currently in the
27 process of developing the spring letters and May Revise elements
28 of the budget.

1 In addition, my responsibilities include
2 reviewing all the programmatic initiatives and developing
3 programmatic initiatives within the Agency.

4 CHAIRMAN BURTON: Basically fiscal, budgetary
5 stuff?

6 MR. MAXWELL-JOLLY: Fiscal and program issues as
7 well.

8 CHAIRMAN BURTON: When did you go over? Pretty
9 early; wasn't it?

10 MR. MAXWELL-JOLLY: I started in August, just
11 before the last huge Appropriations Committee meetings in
12 August.

13 CHAIRMAN BURTON: Do you have any insight into
14 the Department of Child Support Services, how's that going?

15 MR. MAXWELL-JOLLY: Yes. As you know, it was in
16 September when we changed direction significantly in the state
17 in how we're organizing and directing child support activities.

18 At Secretary Johnson's direction, while we were
19 awaiting the appointment of the new Director and the initiation
20 of a new department, I undertook to organize interim activities
21 that were necessary to put the Department in place, to develop
22 the budget for it.

23 CHAIRMAN BURTON: Do you have a Director
24 appointed yet?

25 MR. MAXWELL-JOLLY: We have a Director appointed,
26 Curt Child.

27 CHAIRMAN BURTON: Is the Department all set up at
28 all?

1 MR. MAXWELL-JOLLY: The Department now has
2 approximately a hundred employees.

3 CHAIRMAN BURTON: Transferred over basically?

4 MR. MAXWELL-JOLLY: The bulk of those were
5 transferred over from the Department of Social Services. Hiring
6 is underway now to expand up to what's approximately --

7 CHAIRMAN BURTON: Do you have the number two and
8 three there, or just the top?

9 MR. MAXWELL-JOLLY: At this point it's just Curt
10 Child at the top.

11 CHAIRMAN BURTON: Senator Lewis.

12 SENATOR LEWIS: Mr. Jolly, I was just wondering
13 if you could refresh my memory and remind me how many of my
14 favorite tax cut bills died on the Senate Appropriations
15 Suspense File?

16 The answer is, all of them.

17 [Laughter.]

18 MR. MAXWELL-JOLLY: I never had the pleasure of
19 analyzing one of your tax bills.

20 I concentrated in health and human services.

21 SENATOR JOHNSTON: Where you probably didn't have
22 to many bills.

23 SENATOR LEWIS: I did have one serious question.
24 I asked this of Rita Saenz when she was here.

25 In the Governor's proposed budget, he was either
26 proposing to reduce or eliminate the incentives for counties
27 removing people from welfare to work.

28 My understanding is that counties were rewarded

1 by \$900 million already because of this.

2 What's it going to be? What direction is the
3 Governor going to go?

4 MR. MAXWELL-JOLLY: I think there is broad
5 agreement that the size of the incentives that have been paid
6 out were much larger than what we anticipated would be the kind
7 of money that we'd be paying under those provisions.

8 I think that the way the formula was originally
9 written, it ended up paying much more generous amounts than we
10 anticipated. So, I think what the budget has called for is a
11 reconsideration of that formula.

12 SENATOR LEWIS: But not an elimination?

13 MR. MAXWELL-JOLLY: I don't think that the
14 ultimate result will be elimination of the incentives. I think
15 there's -- I expect that the administration will see that
16 there's an appropriate role for those kinds of incentives.

17 And it also gives the counties a piece of money
18 to be able to use flexibly for prevention of welfare in ways
19 that we haven't been able to invest in the past. So, I think
20 there is a role for incentives.

21 The trick is to make them tied directly to the
22 performance that we want to get, which is, in the long run,
23 getting people off of Welfare and keeping people off of Welfare.
24 And I think we need to come up with a formula that drives that,
25 is driven by those objectives.

26 CHAIRMAN BURTON: Would that take a statutory
27 change?

28 MR. MAXWELL-JOLLY: Yes, I believe it will.

1 CHAIRMAN BURTON: Don't try it in the trailer
2 bill.

3 One quick question. Then the county incentives
4 dealt with how the rolls were reduced or steps the counties
5 took? In other words, rolls went down because unemployment is
6 down and employment's up. Was it tied to Welfare caseload or
7 tied to actually programs?

8 MR. MAXWELL-JOLLY: It was tied to increase in
9 earnings.

10 And it's true that a considerable amount of those
11 earnings went up not due to the particular actions any county,
12 just because people decided to get off Welfare and get a job.

13 CHAIRMAN BURTON: Either decided or maybe were
14 able to.

15 MR. MAXWELL-JOLLY: And were able to.

16 CHAIRMAN BURTON: Senator Hughes.

17 SENATOR HUGHES: I just received a letter on
18 Friday, and so did Senator Burton, about the South Central Los
19 Angeles Regional Center, and the tremendous number of
20 individuals that it services with disabilities. And it services
21 Compton, South, Southeast and Southwest L.A. health centers.

22 And they are in deep, deep, deep trouble. And
23 the Health Fair Financing Agency is reviewing the Department's
24 Medicaid waiver.

25 I want to know what do you believe are the
26 reasons behind the deficiencies in our state's developmental
27 centers and the community-based programs as identified recently
28 by our federal agencies and the state licensing staff? What is

1 it due to, a lack of staff, a high staff turnover, or are there
2 some other reasons that they're so dysfunctional?

3 This really bothers me.

4 MR. MAXWELL-JOLLY: We've been working with the
5 federal government for -- in the recent, I guess it's been about
6 a year-and-a-half.

7 The Health Care Financing Administration has
8 expressed concerns and has refused to allow us to expand the
9 home and community-based waiver that we have in operation that
10 allows us to support developmentally disabled persons in the
11 community.

12 It's vitally important that we get that on good
13 footing, and we've been working with the feds to do that.

14 SENATOR HUGHES: So, you say it's the federal
15 government's fault that you can't --

16 MR. MAXWELL-JOLLY: No. The federal government
17 has disapproved expansion of that waiver; has not allowed us to
18 increase the number of people participating in that waiver
19 because of their concerns about how we are administering it.

20 And our job is to provide the federal government
21 the kind of information that they need to understand that we
22 have adequate oversight of residents in the community. That
23 means coordination among several state agencies.

24 As you know, the Department of Developmental
25 Disabilities is the organization that administers the waiver.
26 Many of the facilities where these residents are living are
27 licensed by the Department of Social Services. And the federal
28 government looks to the Department of Health Services as the

1 single state agency for administration of it.

2 So, it's a key issue that the Agency needs to
3 invest itself in. We have had on site visits by the federal
4 government to try to resolve each of their issues, to try to
5 determine what kinds of coordination they feel is sufficient
6 between various states agencies, to know that we are doing the
7 job that we need to do to follow up on -- to make sure that the
8 quality of community care is adequate.

9 We're working through that list. I think we're
10 down to about a couple of issues that the federal government's
11 left with, and I expect that very soon, that we'll be able to
12 resolve those.

13 SENATOR HUGHES: So, we're getting close?

14 MR. MAXWELL-JOLLY: I think so, yes.

15 SENATOR HUGHES: Good. Thank you.

16 CHAIRMAN BURTON: Senator Knight.

17 SENATOR KNIGHT: Thank you, Mr. Chairman.

18 David's answer to Senator Lewis' question reminds
19 me of our conversations after World War II. In talking to the
20 Luftwaffe, they always fought on the Eastern Front. None of
21 them ever fought on the Western Front.

22 You don't get it.

23 CHAIRMAN BURTON: Luftwaffe, that was the German
24 Air Force. The Eastern Front was Russia; the Western Front was
25 against us.

26 SENATOR KNIGHT: That's right.

27 You indicated that caseload was down because of
28 the increase in their income, increasing wages, et cetera? Is

1 part of that as a result of the increase in minimum wage or
2 living wage?

3 MR. MAXWELL-JOLLY: I think the major impetus --
4 there're two major reasons why Welfare caseloads have fallen in
5 such unprecedented ways as they have in the last couple of
6 years.

7 The primary one is the message that we've all
8 sent out to the world, that the unending welfare is no longer
9 acceptable, that welfare is going to have limits on it. People
10 responded to that message.

11 SENATOR KNIGHT: You indicated their income had
12 gone up.

13 MR. MAXWELL-JOLLY: Yes, and the second major
14 element, I would say, is the fact that we're in a robust economy
15 that has the capacity to find employment for people who
16 otherwise might find it difficult to find employment.

17 And I think that the impact of increases in the
18 minimum wage might make small increases in the amount of
19 earnings that people would have.

20 SENATOR KNIGHT: As a second job?

21 MR. MAXWELL-JOLLY: Or in a first job. Many of
22 the people that are leaving welfare are very unskilled, and
23 probably their wages are dictated by the minimum wage.

24 Raising the minimum wage would mean that their
25 income would rise a little bit. I don't think that has a major
26 effect on their choices to seek employment or not seek
27 employment.

28 SENATOR KNIGHT: Thank you.

1 CHAIRMAN BURTON: In other words, it's the fact
2 that we sent out a message that we aren't going to tolerate
3 welfare, to the fact that there were jobs available to people
4 who were on welfare and could get one.

5 If we say we're not tolerating welfare, and
6 there's unemployment at 30, or 20, or 15, or 10 percent, like
7 there was, who cares what we said if there's no job available?

8 MR. MAXWELL-JOLLY: It's true that no matter what
9 message goes out, if there aren't jobs, there really aren't
10 alternatives to welfare.

11 CHAIRMAN BURTON: I mean, it's just empirical
12 evidence, when unemployment is up, welfare is up. When
13 unemployment is down, welfare's down.

14 MR. MAXWELL-JOLLY: That's true.

15 CHAIRMAN BURTON: Bob Carlson, Ronald Reagan's
16 guy, actually he took credit for the fact that employment was up
17 because he drove welfare down.

18 First of all, I believe your wife is here?

19 MR. MAXWELL-JOLLY: Yes, my wife Julie.

20 CHAIRMAN BURTON: Would you like to come up and
21 take this lamp with you.

22 [Laughter.]

23 MR. MAXWELL-JOLLY: Oh, no.

24 CHAIRMAN BURTON: That was actually one of the
25 conditions of confirmation, to get rid of that.

26 [Laughter.]

27 CHAIRMAN BURTON: Witnesses in support.

28 Let the record reflect that Senator Ortiz was

1 here in support but had to leave.

2 MR. CLARKE: Yes, Senator Burton, Alan Clarke,
3 representing the Chief Probation Officers, here to support
4 David's nomination for the Health and Welfare Agency Secretary
5 position.

6 We've work with him over a number of years in
7 TANF. Probation receives a number of dollars through Health and
8 Welfare and Social Services for TANF probation supports. And
9 David was instrumental in working with us on that measure. We
10 know him from a number of other juvenile justice issues, so we
11 support his nomination for this position.

12 CHAIRMAN BURTON: Any other witnesses in support?
13 Any opposition? Hearing none, moved by Senator
14 Hughes.

15 Secretary, call the roll.

16 SECRETARY WEBB: Senator Hughes.

17 SENATOR HUGHES: Aye.

18 SECRETARY WEBB: Hughes Aye. Senator Knight.

19 SENATOR KNIGHT: Aye.

20 SECRETARY WEBB: Knight Aye. Senator O'Connell.

21 SENATOR O'CONNELL: Aye.

22 SECRETARY WEBB: O'Connell Aye. Senator Lewis.

23 SENATOR LEWIS: Aye.

24 SECRETARY WEBB: Lewis Aye. Senator Burton.

25 CHAIRMAN BURTON: Aye.

26 SECRETARY WEBB: Burton Aye. Five to zero.

27 CHAIRMAN BURTON: Congratulations, David. Take
28 it with you.

1 Beverly Wasson, Member, California Regional
2 Water Quality Board.

3 Senator Chesbro.

4 SENATOR CHESBRO: Mr. Chairman, it is my great
5 pleasure to present my friend, Bev Wasson, for confirmation as a
6 member of the North Coast Regional Water Quality Control Board.

7 However, I hope you don't offer her a lamp,
8 because I'm afraid if it's similar to that one, she won't accept
9 the appointment or the confirmation.

10 Bev is a good friend. She grew up in Healdsburg
11 and attended Humboldt State University, which I did as well. And
12 despite that disadvantage, she has excelled and become a
13 community leader in Sonoma County.

14 She has a unique range of experience. She's a
15 partner in a policy consulting firm, as well as a partner in
16 both the Munselle and Wasson Vineyards in Sonoma County.

17 Bev has been a voice for vineyards in Sonoma
18 County, where she has served as President of the Sonoma County
19 Farm Bureau, as well as the Sonoma County Grape Growers
20 Association.

21 Ms. Wasson has been a leader for responsible
22 agricultural practices will also provide a strong voice for
23 environmental protection. At a time when agricultural issues
24 are frequently played off against environmental issues, we have
25 the unique opportunity to have a member of the Regional Water
26 Quality Control Board who, I think, very effectively bridges
27 that gap.

28 Bev has great credibility as an environmentalist,

1 as well as great credibility as a farmer and an
2 agriculturalist.

3 I strongly support Bev to serve on the North
4 Coast Regional Board, and I hope that you will join me in that
5 support.

6 Thank you.

7 MS. WASSON: Thank you very much, and thank you,
8 Senator Chesbro, for the warm words.

9 I'm very glad to be here today and very excited
10 to be on the Regional Water Control Board for the North Coast.

11 I do want to thank my family, and it's because
12 of them that have allowed me the time that it takes to prepare
13 for all the meetings and the commitment that this entails.

14 And unfortunately, my parents couldn't be here
15 today. My father had cataract surgery yesterday, and my
16 brother-in-law is operating the vineyards. So, we've left them
17 at home doing the work, and I'm here hopefully be representing
18 the community, and I'm looking forward to do that.

19 I will answer any of your questions.

20 CHAIRMAN BURTON: Canyon Six. There's always a
21 fight in Canyon Seven.

22 MS. WASSON: I live in Canyon Six. Canyon Three
23 went down -- part of it, the upper canyon, fell in.

24 CHAIRMAN BURTON: Every Memorial Day, there were
25 fights in Canyon Seven. Memories that linger.

26 MS. WASSON: Actually, I find it a beautiful
27 place to live, and actually across the river is where my Dad's
28 mother was born in 1883, so my family's been in the county for

1 quite some time.

2 CHAIRMAN BURTON: How large is the vineyard?

3 MS. WASSON: I farm 165 acres, four different
4 parcels, in Alexander Valley.

5 CHAIRMAN BURTON: What kind of wine grapes?

6 MS. WASSON: Seventy percent Chardonay, Cabernet,
7 Sauvignon Blanc and Merlot.

8 CHAIRMAN BURTON: One of the big problems in the
9 North Coast is the nonpoint pollution. What are they doing with
10 their plan, their program to control it; do you know?

11 MS. WASSON: Actually, we're working with EPA as
12 well as USDA, trying to come up with some standards for nonpoint
13 source.

14 It's a huge issue, and it's a contentious issue,
15 basically, because there's no really hard science to say where
16 the pollutants come from on nonpoint source. It's a lot harder
17 than point source where you know what comes out of a pipe.

18 In this case, you've got ambient factors of
19 Mother Nature. She puts her degree of sediment into the system.
20 And then you've got roads, and you've got dams, and you've got a
21 whole --

22 CHAIRMAN BURTON: Pesticides from the crops?

23 MS. WASSON: Definitely. You have all sorts of
24 issues.

25 What I find -- actually, what was interesting is,
26 after I got the appointment from the Governor, I rode down the
27 road, and I had a different pair of glasses on, because all of a
28 sudden I felt responsible for the water quality of the entire

1 North Coast. And I'm going, "Oh, my goodness. This is a huge,
2 huge endeavor."

3 But I think what hasn't happened in the past is
4 educating the public on what's needed. Because not only myself
5 as a grape grower, but myself as home owner, I have a
6 responsibility about the water that starts on my property and
7 what condition it is when it leaves my property. And if
8 everybody wore that hat and was really concerned about those
9 issues, we wouldn't have the problems that we do today.

10 CHAIRMAN BURTON: Probably, I would think, more
11 than what runs off a home owner's land in that area would be
12 what's still left at the dairy farms, the cattle, and then the
13 fertilizer from basically -- do you have many tree crops up
14 there?

15 MS. WASSON: Not as many. Trees keep
16 disappearing and the vineyards are coming in full force.

17 CHAIRMAN BURTON: It's basically vineyards, not
18 many row crops, either, just some tree crops and grapes?

19 MS. WASSON: Right. And actually, grapes are
20 kind of the last bastion.

21 Since I've been on the ranch all my life, we've
22 gone through prunes, and pears, and a dairy. And now we're into
23 wine grapes, so have experienced those.

24 Being on the Farm Bureau, we did and have pursued
25 water quality when it comes to dairy issues, and it's always
26 been a tough one in Marin and Sonoma Counties because of the
27 rain situation.

28 One of the things that we implemented was a

1 community committee that has people from the Regional Water
2 Board, as well as dairy people, as well as veterinarians, et
3 cetera, that sit on a committee. And when there is a problem
4 that has been perceived and a call comes in, that committee goes
5 out and reviews the problem, talks with land owners, and in most
6 cases, gets the issue settled without having it become a
7 contentious issue.

8 One of the interesting things that has happened
9 is that standard is being used now not only in the North Coast,
10 but is being taken up by the rest of the state as well as the
11 nation.

12 So, I think we've got the right step. We do have
13 some work to do in our more northern counties, Ferndale, et
14 cetera, on getting the dairy industry to come to the table and
15 talk with us, but I think there's solutions out there that are
16 win-wins for everyone.

17 CHAIRMAN BURTON: Are they taking what kind of
18 steps to deal with the enforcement of the discharge permits?

19 MS. WASSON: You mean the Regional Water Board?

20 CHAIRMAN BURTON: Yes, the North Coast Regional
21 Board.

22 MS. WASSON: Actually, we have had John Salisbury
23 work very diligently with the community. And when we do have a
24 problem, and it cannot be addressed, and we do have one of those
25 coming up, it's my belief that the Board will take that to task
26 and then fine the individual. I don't see any problem with
27 that.

28 CHAIRMAN BURTON: Senator Lewis.

1 SENATOR LEWIS: No questions.

2 CHAIRMAN BURTON: Senator Hughes.

3 SENATOR HUGHES: No questions.

4 CHAIRMAN BURTON: Senator Knight.

5 SENATOR KNIGHT: Just one, along the lines of the
6 penalties.

7 Do you have a quorum yet on your Board?

8 MS. WASSON: Yes, we do have a quorum now, but we
9 need a few more Board Members.

10 CHAIRMAN BURTON: You have a bare quorum?

11 MS. WASSON: Bare quorum.

12 CHAIRMAN BURTON: And how many hold-over members?

13 MS. WASSON: Two, and they will be --

14 CHAIRMAN BURTON: Total membership on the Board
15 is what? How many?

16 MS. WASSON: There's five of us now. There are
17 nine slots.

18 CHAIRMAN BURTON: So, you have a bare quorum with
19 two previous administration hold-overs?

20 MS. WASSON: Yes, and their terms are up --

21 CHAIRMAN BURTON: How long have there been
22 vacancies there?

23 MS. WASSON: Over a year. They didn't have any
24 meetings from December until the first meeting that I attended
25 in July. In June, they couldn't have a meeting because one of
26 the members was out of town.

27 CHAIRMAN BURTON: Which kind of is very tough,
28 both on the business community because they get a permit to do

1 something, and on the environmental community that may want to
2 stop something somebody's doing.

3 Has the Board notified the Governor that it may
4 be nice to find a couple?

5 Did everybody move out of the North Coast area?

6 MS. WASSON: Not that I know of, but we will
7 certainly ask him to do that.

8 CHAIRMAN BURTON: Moved by Senator Lewis.

9 I'm sorry, witnesses in support.

10 Witnesses in opposition.

11 The family's working the vineyards.

12 MS. WASSON: They're all in Sonoma County.

13 SENATOR HUGHES: I move the nomination.

14 CHAIRMAN BURTON: All right, moved by Senators
15 Hughes and Lewis.

16 Call the roll.

17 SECRETARY WEBB: Senator Hughes.

18 SENATOR HUGHES: Aye.

19 SECRETARY WEBB: Hughes Aye. Senator Knight.

20 SENATOR KNIGHT: Aye.

21 SECRETARY WEBB: Knight Aye. Senator O'Connell.
22 Senator Lewis.

23 SENATOR LEWIS: Aye.

24 SECRETARY WEBB: Lewis Aye. Senator Burton.

25 CHAIRMAN BURTON: Aye.

26 SECRETARY WEBB: Burton Aye. Four to zero.

27 CHAIRMAN BURTON: Congratulations.

28 MS. WASSON: Thank you very much.

1 CHAIRMAN BURTON: Leave it open for Senator
2 O'Connell. No fights in Canyon Seven.

3 [Thereafter, SENATOR O'CONNELL
4 added his Aye vote, making the
5 final vote 5-0 for confirmation.]

6 CHAIRMAN BURTON: Next, Susan Azevedo.
7 Let the record reflect, this is in lieu of an
8 increase in comp. benefits.

9 ASSEMBLYMAN CARDOZA: Mr. Chairman, Senator
10 Burton, Members, it is my great pleasure today to introduce to
11 you Susan Azevedo from Modesto.

12 Susan has been involved in public affairs for
13 quite sometime. She was a legal assistant to Mr. Bagley,
14 Senator Bagley at the law firm of Pillsbury, Madison and Sutro
15 from 1975 to '79, and she was his district director for Senator
16 Bagley from 1970 to '75.

17 Ms. Azevedo has undertaken -- she attended San
18 Francisco State University in the early '60s. Her memberships
19 in organizations have included the Board of Directors of CARAL,
20 Haven Women's Center in Stanislaus County, NAACP, Southern
21 Poverty Center of Los Angeles, Planned Parenthood Board of
22 Directors, President of the Harry S. Truman Club in Stanislaus
23 County.

24 She's also been involved in a number of homeless
25 issues, transitional housing issues, and library campaigns. She
26 was honored in 1990 as the Outstanding Woman of Stanislaus
27 County.

28 She will be a tremendous asset to the Board. She

1 brings balance to this Board, and I wholeheartedly support her
2 nomination.

3 CHAIRMAN BURTON: Thank you.

4 MS. AZEVEDO: Good afternoon, Senator Burton and
5 Members of this Committee.

6 Let me begin by thanking Assemblyman Dennis
7 Cardoza for his introduction, and to all of you for this
8 opportunity to speak to you.

9 Additionally, I would like to introduce as my
10 guest my husband, Arthur Azevedo; his partner, Donald Green; my
11 good friend, former State Senator Dan McCorquodale; Dan Terry,
12 President of the California Professional Firefighters; Patrick
13 McGrath, who is a land-use attorney in Stanislaus County and an
14 almond farmer and processor; and Frank Assaully, also an almond
15 farmer and processor; and others.

16 When Governor Davis requested that I accept this
17 appointment to the Central Valley Regional Water Quality Control
18 Board as the public member, I was very honored. As a fourth
19 generation Northern Californian, I am keenly aware of the
20 importance of environmental protection, and the importance of
21 water and water quality.

22 I'm also keenly aware of the balance that must be
23 sought to ensure that the needs of all water users --
24 agricultural, industrial and public -- are met.

25 More than ever, water issues have risen to the
26 center stage in an ever-changing environment in the Central
27 Valley and throughout the state. As you know, the Central
28 Valley is projected to explode in population in the next two

1 decades. At the same time, this Legislature works diligently to
2 ensure both the necessary quantity of water and quality of water
3 to keep California thriving and healthy.

4 I am grateful to the Legislature and the new
5 administration for their renewed concern with water quality
6 objectives and for their renewed commitment to funding and inch
7 enforcement.

8 Securing our agricultural options in the Central
9 Valley in concert with the fair minded treatment of co-existing
10 urban uses, all within the framework of the laws and regulations
11 the Board implements and enforces is a responsibility that I
12 take very seriously.

13 I hope that I have brought thus far and will
14 continue to bring to the Board my diverse experience in working
15 with the public and various groups for many years. During the
16 first several months of serving on the Board, pending this
17 confirmation hearing, I have found the experience to be both
18 informative and rewarding.

19 In the months ahead, I hope that I will
20 contribute ably to the deliberations of the Board and prove
21 myself worthy of the Senate's hopeful confirmation.

22 I would again like to thank you all and
23 respectfully request this Committee's recommendation for
24 confirmation of my appointment.

25 Thank you.

26 CHAIRMAN BURTON: Thank you.

27 On the issue of MTBE and groundwater
28 contamination, what's being done in the Valley to determine or

1 to ensure that there's no MTBE in the wells for drinking water?
2 Are they doing testing? Are they taking any action on that?

3 MS. AZEVEDO: Now that we have increased staff,
4 and I believe we've increased staff positions by more than ten,
5 the backlog can be addressed.

6 I think underfunding was a serious problem.

7 CHAIRMAN BURTON: So, they're doing something.

8 MS. AZEVEDO: Oh, absolutely.

9 CHAIRMAN BURTON: When do you think you'll have
10 the testing completed?

11 MS. AZEVEDO: I couldn't tell you that, but I can
12 get back to you on that.

13 CHAIRMAN BURTON: Would you try at the next
14 meeting to ask the staff to get a timetable for us, because that
15 could be a serious question.

16 What kind of programs do you have to ensure
17 monitoring, enforcement uniformly and thorough throughout the
18 Valley on MTBE and other than groundwater pollutants?

19 MS. AZEVEDO: What type of programs do we have?

20 CHAIRMAN BURTON: Yes.

21 MS. AZEVEDO: That's, again, enforcement is being
22 increased. Monitoring is being increased, and we have just
23 added some staff because of the legislative interest in this.

24 CHAIRMAN BURTON: Now, you've got six members out
25 of nine?

26 MS. AZEVEDO: Six, right. We just added two.
27 Lost one, added two, and three slots.

28 CHAIRMAN BURTON: Do you know, Dennis, how long

1 they were without a quorum?

2 ASSEMBLYMAN CARDOZA: I think it was shorter than
3 some of the others. It's been a shorter period of time than
4 some of the other regional boards, but it's certainly one that
5 -- the Central Valley Regional Board is of critical importance.
6 There's a lot of water quality issues there. So, it's something
7 we're very concerned with, Senator.

8 CHAIRMAN BURTON: And there's still three
9 vacancies; right?

10 MS. AZEVEDO: That's right.

11 CHAIRMAN BURTON: So, I would assume either you
12 or Professor Condit and other people may impress upon the
13 Governor, because it's not, despite what Michael Bustamante may
14 think, it's not a, quote, just environmental issue. It's
15 important for businesses to get a permit to get into business.

16 ASSEMBLYMAN CARDOZA: I think that's correct,
17 Senator.

18 CHAIRMAN BURTON: And I know that the board that
19 deals with Tahoe, Lahonten, they're like at a bare quorum. If
20 somebody gets the flu, people can't get a business permit.

21 ASSEMBLYMAN CARDOZA: It's a serious issue.

22 CHAIRMAN BURTON: Senator Lewis.

23 SENATOR LEWIS: No questions.

24 CHAIRMAN BURTON: Senator Hughes.

25 SENATOR HUGHES: No questions.

26 CHAIRMAN BURTON: Senator Knight.

27 SENATOR KNIGHT: No.

28 CHAIRMAN BURTON: Witnesses in support, Senator

1 Johnston.

2 SENATOR JOHNSTON: I'm a friend of Susan Azevedo.
3 You know how thoughtful she is.

4 I will ask and urge your support.

5 CHAIRMAN BURTON: Witnesses in support, ever so
6 briefly.

7 MR. TERRY: Ever so brief, Senator Burton, Dan
8 Terry, President of the California Professional Firefighter.

9 I've known Susan and her family for a number of
10 years. High quality appointment.

11 I'd really appreciate confirmation. Thank you.

12 CHAIRMAN BURTON: Witnesses in opposition.

13 SENATOR HUGHES: I'd like to move the
14 nomination.

15 CHAIRMAN BURTON: Hearing none, moved by Senator
16 Hughes.

17 Call the roll.

18 SECRETARY WEBB: Senator Hughes.

19 SENATOR HUGHES: Aye.

20 SECRETARY WEBB: Hughes Aye. Senator Knight.

21 SENATOR KNIGHT: Aye.

22 SECRETARY WEBB: Knight Aye. Senator O'Connell.
23 Senator Lewis.

24 SENATOR LEWIS: Aye.

25 SECRETARY WEBB: Lewis Aye. Senator Burton.

26 CHAIRMAN BURTON: Aye.

27 SECRETARY WEBB: Burton Aye. Four to zero.

28 CHAIRMAN BURTON: Congratulations.

1 We'll leave the roll open for Senator O'Connell.

2 [Thereafter, SENATOR O'CONNELL

3 added his Aye vote, making the

4 final vote 5-0 for confirmation.]

5 [Thereupon this portion of the

6 Senate Rules Committee hearing was

7 terminated at approximately 2:16 P.M.]

8 --ooOoo--

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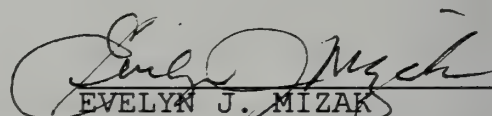
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That I am a disinterested person herein; that the foregoing transcript of the Senate Rules Committee hearing was reported verbatim in shorthand by me, Evelyn J. Mizak, and thereafter transcribed into typewriting.

I further certify that I am not of counsel or attorney for any of the parties to said hearing, nor in any way interested in the outcome of said hearing.

IN WITNESS WHEREOF, I have hereunto set my hand this 24th day of February, 2000.


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Shorthand Reporter

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